

UNOFFICIAL VERSION

WEDNESDAY, JUNE 3, 2020

SIXTY-FOURTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Sexton.

The proceedings were opened with prayer by Rep. White.

Representative White led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 92

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 92

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Cooper

Representative Travis; personal

Representative Haston; personal

PRESENT IN CHAMBER

Reps. Howell and Love were recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 1185 Rep. Faison as prime sponsor.

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House Bill No. 773 Reps. Smith, Shaw, Daniel, Doggett and Zachary as prime sponsors.

House Bill No. 1278 Rep. Leatherwood as Second prime sponsor.

House Bill No. 1278 Reps. Faison, Lamberth, Williams, Hazlewood, Littleton, White, Smith, Ragan, Russell, Baum, Daniel, Moon, Bricken, Byrd, Lynn, Calfee, Wright, Sherrell, Todd, Sparks and Grills as prime sponsors.

House Bill No. 1628 Reps. Camper and Todd as prime sponsors.

House Bill No. 1689 Reps. Bricken, Haston, Daniel, Helton, Smith and Williams as prime sponsors.

House Bill No. 1839 Reps. Ragan and Smith as prime sponsors.

House Bill No. 1846 Rep. Ragan as prime sponsor.

House Bill No. 2007 Reps. Smith, Hardaway and Towns as prime sponsors.

House Bill No. 2045 Reps. Hazlewood and Sherrell as prime sponsors.

House Bill No. 2097 Reps. Smith and Daniel as prime sponsors.

House Bill No. 2134 Rep. Hardaway as prime sponsor.

House Bill No. 2276 Reps. Smith and Garrett as prime sponsors.

House Bill No. 2317 Reps. Smith and Curcio as prime sponsors.

House Bill No. 2355 Reps. Hazlewood, Whitson and Camper as prime sponsors.

House Bill No. 2357 Reps. Hazlewood, Hurt, Williams, Crawford, Moon, Hall and Whitson as prime sponsors.

House Bill No. 2383 Reps. Stewart, Camper, Faison, White, Lamberth and Littleton as prime sponsors.

House Bill No. 2461 Reps. Hardaway, Moody and Smith as prime sponsors.

House Bill No. 2467 Reps. Smith, Terry, Hardaway and Powers as prime sponsors.

House Bill No. 2476 Reps. Smith, Powers, Ragan, Coley, Doggett, Chism, Moon and Helton as prime sponsors.

House Bill No. 2502 Rep. Terry as prime sponsor.

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House Bill No. 2588 Reps. Thompson, Love, Chism, Lamar, Hazlewood, Carter, Hakeem, Helton, Freeman, Keisling, Ogles, Stewart, Camper, Miller, Powell, Beck, Gant, Williams, Moon, Crawford, Shaw, Calfee, Hall, Whitson and Windle as prime sponsors.

House Bill No. 2615 Reps. Smith, Doggett, Helton, Faison, Bricken, Littleton, Hurt, Terry, Towns, Russell, Todd, Sherrell and Powers as prime sponsors.

House Bill No. 2660 Reps. Bricken, Smith, Weaver, Williams, Faison, Hurt, Baum, Rudd, Helton and Sherrell as prime sponsors.

House Bill No. 2761 Reps. Williams, Hurt, White, Carter, Smith, Calfee, Chism, Powers, Camper, Sparks, Van Huss, Hardaway and Todd as prime sponsors.

House Bill No. 2769 Reps. Smith, Howell, Hurt, Helton, Sherrell, Towns, Faison, Keisling, Todd, Farmer, Hakeem, Carter, Williams, Gant, Garrett, Eldridge, Ragan, Rudd, Rudder, Coley, Hazlewood, Moon, Powers, Calfee, Beck, Hardaway, Terry, Ogles, Zachary, White, Hall, Grills, Doggett, Crawford, Lamar, Bricken, Curcio, Weaver, Hicks, Hodges, Tillis, Parkinson, Whitson, Cepicky, Holsclaw, Lynn, Powell, Windle, Byrd, Carr, Stewart and Chism as prime sponsors.

House Bill No. 2770 Reps. Smith, Thompson, Moon, Carr, Parkinson, Chism, Terry, Faison, Todd, Hakeem, Helton, G. Johnson, Powers, Littleton, Coley, Rudder, Hazlewood, Stewart, Curcio, Ogles and Whitson as prime sponsors.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for June 4, 2020:

House Resolution No. 322 -- Memorials, Retirement - Linda L. Williams. by *Miller.

House Resolution No. 323 -- Memorials, Recognition - Commends the Tennessee Department of Transportations efforts to complete Interstate 69. by *Grills.

House Resolution No. 325 -- Memorials, Interns - Sarah Hutton. by *Lynn.

House Resolution No. 326 -- Memorials, Congratulations - Tennessee is well-suited to host the 2020 Republican National Convention. by *Faison, *Lamberth, *Sexton C, *Farmer, *Zachary, *Cepicky, *Hill T, *Hawk, *Lafferty, *Hall, *Sexton J, *Hurt, *Eldridge, *Doggett, *Van Huss, *Reedy, *Weaver, *Hazlewood, *Kumar, *Lynn, *Sparks, *Casada, *Whitson, *Helton, *Moon, *Garrett, *Smith, *Crawford, *Hicks, *Grills, *Halford, *Daniel, *Johnson C, *Hill M, *Coley, *Haston, *Hulsey, *Holsclaw, *Ragan, *Keisling, *Howell, *Moody, *Gant, *Todd, *Marsh, *White, *Calfee, *Baum, *Boyd, *Byrd, *Powers, *Russell, *Carter, *Holt, *Leatherwood, *Vaughan, *Cochran, *Littleton, *Bricken, *Williams, *Rudder, *Griffey, *Carr, *Dunn, *Tillis, *Ogles, *Curcio, *Rudd, *Wright, *Ramsey, *Sherrell, *Terry.

***House Joint Resolution No. 1193** -- Memorials, Academic Achievement - Holly Caroline Evans, Salutatorian, DeKalb County High School. by *Weaver, *Boyd.

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***House Joint Resolution No. 1194** -- Memorials, Academic Achievement - Anna Katherine Chew, Valedictorian, DeKalb County High School. by *Weaver, *Boyd.

***House Joint Resolution No. 1195** -- Memorials, Sports - Greg Armstrong, 2019 "King of the Road". by *Weaver, *Marsh.

***House Joint Resolution No. 1196** -- Memorials, Death - Dr. Robert Harold O'Bannon. by *Howell, *Hall.

***House Joint Resolution No. 1197** -- Memorials, Interns - Emma Scudder. by *Howell, *Weaver.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 2932** -- Hardin County - Subject to local approval, increases from six to eight members on the Hardin County General Hospital Board of Commissioners. - Amends Chapter 409 of the Private Acts of 1957; as amended. by *Byrd.

REPORTS FROM STANDING COMMITTEES

The committees that met on **June 3, 2020**, reported the following:

COMMERCE COMMITTEE

The Commerce Committee recommended for passage: House Bills Nos. 2706 and 2672 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2633, 1903 and 1593 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION COMMITTEE

The Education Committee recommended for passage: House Bill No. 2542, also House Bills Nos. 510, 2017, 2163, 2443, 2477, 1934, 2602, 2712, 2595, 1008 and Senate Bill No. 1616 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 2470, 2460 and 2462 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 2881 with amendments.

LOCAL COMMITTEE

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The Local Committee recommended for passage: House Bills Nos. 2907, 1708 and House Joint Resolutions Nos. 917 and 918, also House Bills Nos. 1845, 2106 and 2111 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1857, 2041, 2139 and 2199, also House Bills Nos. 1830, 1806 and 2385 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CONSENT CALENDAR

House Resolution No. 312 -- Memorials, Academic Achievement - Emma L. Morgan, Top Ten Senior, Hardin County High School. by *Byrd.

House Resolution No. 313 -- Memorials, Academic Achievement - Kaytlin G. Mathis, Top Ten Senior, Hardin County High School. by *Byrd.

House Resolution No. 314 -- Memorials, Academic Achievement - Hannah M. Davis, Top Ten Senior, Hardin County High School. by *Byrd.

House Resolution No. 315 -- Memorials, Academic Achievement - Mackenzie C. Gean, Top Ten Senior, Hardin County High School. by *Byrd.

House Resolution No. 316 -- Memorials, Academic Achievement - Molly K. Shirley, Top Ten Senior, Hardin County High School. by *Byrd.

House Resolution No. 317 -- Memorials, Academic Achievement - Zachary D. Jenkins, Top Ten Senior, Hardin County High School. by *Byrd.

House Resolution No. 318 -- Memorials, Academic Achievement - Emily N. Harville, Top Ten Senior, Hardin County High School. by *Byrd.

House Resolution No. 319 -- Memorials, Academic Achievement - Kathryn G. Franks, Top Ten Senior, Hardin County High School. by *Byrd.

House Resolution No. 320 -- Memorials, Academic Achievement - Clinton C. Townley, Salutatorian, Hardin County High School. by *Byrd.

House Resolution No. 321 -- Memorials, Academic Achievement - Sarah E. McGee, Valedictorian, Hardin County High School. by *Byrd.

***House Joint Resolution No. 1163** -- Memorials, Academic Achievement - Lucienne Cornelia Reinhard, Valedictorian, Dayspring Academy. by *Kumar.

***House Joint Resolution No. 1164** -- Memorials, Academic Achievement - Malone Marie Thrift, Valedictorian, Dayspring Academy. by *Kumar.

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***House Joint Resolution No. 1165** -- Memorials, Academic Achievement - Benjamin Taylor Zachary, Salutatorian, Dayspring Academy. by *Kumar.

***House Joint Resolution No. 1166** -- Memorials, Academic Achievement - Taylor Stuard, Valedictorian, Jo Byrns High School. by *Kumar.

***House Joint Resolution No. 1167** -- Memorials, Academic Achievement - Shelby Plank, Salutatorian, Jo Byrns High School. by *Kumar.

***House Joint Resolution No. 1168** -- Memorials, Academic Achievement - Shelby Koonce, Valedictorian, Christian Community High School. by *Kumar.

***House Joint Resolution No. 1169** -- Memorials, Academic Achievement - Wyatt Oakley, Salutatorian, Christian Community High School. by *Kumar.

***House Joint Resolution No. 1170** -- Memorials, Academic Achievement - Cassidy Marshall, Valedictorian, Greenbrier High School. by *Kumar.

***House Joint Resolution No. 1171** -- Memorials, Academic Achievement - Isabella Hicks, Salutatorian, Greenbrier High School. by *Kumar.

***House Joint Resolution No. 1172** -- Memorials, Academic Achievement - Mikayla Hernandez, Valedictorian, East Robertson High School. by *Kumar.

***House Joint Resolution No. 1173** -- Memorials, Academic Achievement - Christopher Premer, Salutatorian, EastRobertson High School. by *Kumar.

***House Joint Resolution No. 1174** -- Memorials, Academic Achievement - Savannah Smith, Valedictorian, Springfield High School. by *Kumar.

***House Joint Resolution No. 1175** -- Memorials, Academic Achievement - Samuel King, Salutatorian, Springfield High School. by *Kumar.

***House Joint Resolution No. 1176** -- Memorials, Academic Achievement - Colin Spivey, Valedictorian, White House Heritage High School. by *Kumar.

***House Joint Resolution No. 1177** -- Memorials, Academic Achievement - Ciara Simmons, Valedictorian, White House Heritage High School. by *Kumar.

***House Joint Resolution No. 1178** -- Memorials, Academic Achievement - Isabella Richardson, Valedictorian, White House Heritage High School. by *Kumar.

***House Joint Resolution No. 1179** -- Memorials, Academic Achievement - David Cantrell, Valedictorian, White House Heritage High School. by *Kumar.

***House Joint Resolution No. 1180** -- Memorials, Academic Achievement - Jessica Taylor, Salutatorian, White House Heritage High School. by *Kumar.

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***House Joint Resolution No. 1181** -- Memorials, Academic Achievement - Andy Hernandez, Valedictorian, South Haven Christian School. by *Kumar.

***House Joint Resolution No. 1182** -- Memorials, Academic Achievement - Johnvinder Bachhal, Salutatorian, South Haven Christian School. by *Kumar.

***House Joint Resolution No. 1183** -- Memorials, Personal Occasion - Harold and Debra Wheeler, 50th wedding anniversary. by *Keisling.

***House Joint Resolution No. 1184** -- Memorials, Recognition - Brett Batterson. by *Coley.

***House Joint Resolution No. 1185** -- Memorials, Recognition - Josh Thomas. by *Coley, *Faison.

***House Joint Resolution No. 1186** -- Memorials, Recognition - Robert D. Meyers. by *Coley.

***House Joint Resolution No. 1187** -- Memorials, Recognition - Highland Church of Christ, 90th anniversary. by *Coley.

***House Joint Resolution No. 1188** -- Memorials, Recognition - Dee Nollner. by *Coley.

***House Joint Resolution No. 1189** -- Memorials, Recognition - Nick Kistenmacher. by *Coley.

***House Joint Resolution No. 1190** -- Memorials, Recognition - Charlie Vergos Rendezvous. by *Coley.

***House Joint Resolution No. 1191** -- Memorials, Recognition - Dr. David Cox. by *Coley.

***House Joint Resolution No. 1192** -- Memorials, Recognition - Dr. Charles Crawford. by *Coley.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey,

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Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Rep. Lafferty was recorded as being present in the Chamber.

REGULAR CALENDAR FROM JUNE 2, 2020, CONTINUED

***House Bill No. 2660** -- Civil Procedure - As introduced, provides that a person who uses justifiable force against another may request a stay of proceedings in any civil action based on the use of force until the criminal investigation has concluded; creates an immunity hearing at which the court may dismiss an action that is barred by immunity. - Amends TCA Title 39. by *Todd, *Lamberth, *Carter, *Van Huss, *Doggett, *Moody, *Littleton, *Hulsey, *Rudder, *Holt, *Leatherwood, *Ragan, *Wright, *Crawford, *Eldridge, *Reedy, *Byrd, *Grills, *Griffey, *White, *Farmer, *Kumar, *Haston, *Russell, *Bricken, *Smith, *Weaver, *Williams, *Faison, *Hurt, *Baum, *Rudd, *Helton, *Sherrell. (SB2527 by *Stevens)

Rep. Todd moved that House Bill No. 2660 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2660 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-11-622, is amended by deleting subsection (b) and substituting instead the following:

(b) As used in this section:

(1) "Defendant" means a person who uses or threatens to use force against another and asserts that the force used or threatened is permitted by §§ 39-11-611 – 39-11-614 or § 29-34-201; and

(2) "Plaintiff" means the person, personal representative, or heirs of a person against whom force was used or threatened who files a civil action against the defendant that is based upon the same facts or set of events that resulted in the use or threatened use of force.

(c)

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(1) If a criminal investigation or criminal proceedings are conducted based upon the defendant's use or threatened use of force, a civil action that is based upon the defendant's use or threatened use of force or the results of the defendant's use or threatened use of force may not proceed until the conclusion of the criminal investigation or criminal proceeding, if a stay of the proceedings is requested by the defendant. If the defendant requests a stay of proceedings and the court determines that a relevant criminal investigation or criminal proceeding is ongoing, the court shall grant a stay of proceedings until the conclusion of the criminal investigation or criminal proceeding.

(2) A criminal investigation or criminal proceeding shall be deemed concluded if:

(A) The charge or charges against the defendant are dismissed or retired based on the merits of the case;

(B) A no true bill is returned by a grand jury on the charge or charges against the defendant;

(C) A verdict is returned, whether by the judge following a bench trial or by a jury; or

(D) The defendant is arrested and released without being charged and the district attorney general or chief officer of the investigating law enforcement agency provides the court with written notification that the defendant will not be charged with an offense or the investigation is no longer actively occurring.

(d) If a plaintiff files a civil action against a defendant based upon the same facts or set of events that resulted in the use or threatened use of force, then the defendant may assert in any responsive pleading or by motion in writing pursuant to the Rules of Civil Procedure that:

(1) The defendant's use of force or threatened use of force was justified and permitted by §§ 39-11-611 – 39-11-614 or § 29-34-201;

(2) The defendant has immunity from civil liability pursuant to this section;

(3) Because of the defendant's immunity from civil liability, the claim does not state a cause of action upon which relief can be granted; and

(4) The defendant requests a hearing to determine if the civil action should be dismissed for this reason.

(e)

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(1) If a hearing is requested, or ordered upon the court's own motion, the court shall expedite the hearing and hear the matter and issue a decision within forty (40) days of the hearing being requested or ordered. Either party may request additional time beyond the forty-day period to prepare, in which case the court shall order, for good cause shown, that the hearing be reset on the first docket following the time period granted for the stay.

(2) From the time the hearing is ordered, all aspects of and procedures relating to the civil action shall be stayed.

(3) All applicable parties shall be given notice and may appear and present evidence at the hearing. The sole issue at the hearing is whether the defendant used force or threatened the use of force in a manner permitted by §§ 39-11-611 – 39-11-614 or § 29-34-201 and is therefore immune from civil liability pursuant to this section.

(4) The burden of proof at the hearing shall be initially on the defendant to present sufficient admissible evidence to fairly raise the issue of whether the use of force was justified under §§ 39-11-611 – 39-11-614 or § 29-34-201. If the court finds that the permissible use of force has been fairly raised, a presumption of immunity is created and the burden of proof shifts to the plaintiff to demonstrate that civil liability is not barred by this section.

(5)

(A) If the court determines by a preponderance of evidence that the defendant's use of force or threatened use of force was justified under §§ 39-11-611 – 39-11-614 or § 29-34-201, the court shall dismiss the civil action with prejudice for failure to state a claim upon which relief can be granted and may issue other orders consistent with the defendant's immunity from civil liability conferred by subsection (a).

(B) If the court determines that the defendant is not entitled to immunity from civil liability under this subsection (e), the action shall remain stayed pursuant to subdivision (c)(1). Once the criminal investigation or criminal proceeding is concluded and the stay is lifted, the civil action may continue. The defendant shall not be precluded from asserting at any other point in the civil action that the use of force was justified.

(f) If the court dismisses the civil action pursuant to subdivision (e)(5)(A) or otherwise determines that the defendant is entitled to immunity from civil liability under this section, the court shall award the defendant attorney's fees, court costs, compensation for loss of income, and all expenses incurred by the defendant in defense of the civil action.

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SECTION 2. This act shall take effect July 1, 2020, the public welfare requiring it, and shall apply to civil actions filed on or after that date.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Todd moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 2660 by deleting the effective date section and substituting instead the following:

SECTION _____. This act shall take effect October 1, 2020, the public welfare requiring it, and shall apply to civil actions filed on or after that date.

On motion, House Amendment No. 2 was adopted.

Rep. Griffey moved the previous question, which motion prevailed by the following vote:

Ayes 69
Noes 24

Representatives voting aye were: Baum, Boyd, Bricken, Carr, Carter, Casada, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Halford, Hall, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--69

Representatives voting no were: Beck, Camper, Chism, Clemmons, DeBerry, Dixie, Dunn, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Staples, Stewart, Thompson, Towns--24

Rep. Todd moved that **House Bill No. 2660**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 71
Noes 23

Representatives voting aye were: Baum, Boyd, Bricken, Carr, Carter, Casada, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Halford, Hall, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--71

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Representatives voting no were: Beck, Camper, Chism, Clemmons, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns--23

A motion to reconsider was tabled.

***House Bill No. 2502** -- TennCare - As introduced, requires an administrative judge or hearing officer to grant a nursing facility's motion to intervene in the appeal of a resident or former resident's eligibility, absent certain showings; requires TennCare to provide a copy of certain items filed in the action to any facility that is providing, or has provided, care to the individual. - Amends TCA Title 71. by *Hawk, *Terry. (SB2775 by *Bell, *Crowe, *Haile, *Niceley, *Stevens, *Yager)

On motion, House Bill No. 2502 was made to conform with **Senate Bill No. 2775**; the Senate Bill was substituted for the House Bill.

Rep. Hawk moved that Senate Bill No. 2775 be passed on third and final consideration.

Rep. Smith moved that Insurance Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Clemmons moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2775 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION 2. Tennessee Code Annotated, Section 71-5-126, is repealed.

Rep. Hawk moved that House Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes	68
Noes.....	26

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Carr, Casada, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Halford, Hall, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--68

Representatives voting no were: Beck, Camper, Chism, Clemmons, DeBerry, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Keisling, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Windle--26

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Rep. Hawk moved that **Senate Bill No. 2775** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Camper, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--94

A motion to reconsider was tabled.

House Bill No. 2383 -- Public Records - As introduced, permits a political subdivision to release the name or photograph of a minor victim of a criminal offense for the purpose of memorializing the victim if the custodial parent or legal guardian of the victim has consented to the release. - Amends TCA Title 10, Chapter 7. by *Powell, *Camper, *Faison, *White, *Lamberth, *Littleton. (*SB2268 by *Yarbro)

On motion, House Bill No. 2383 was made to conform with **Senate Bill No. 2268**; the Senate Bill was substituted for the House Bill.

Rep. Powell moved that Senate Bill No. 2268 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2268 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 10-7-504, is amended by adding the following as a new subdivision (t)(3)(E):

(E) Limit or prevent a political subdivision of this state from publicly releasing the name or photograph of the minor victim of a criminal offense for the purpose of memorializing minor victims of crime in a memorial garden established by the political subdivision, including any literature related to the memorial garden, if the custodial parent or legal guardian of the minor victim has consented to the release.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Powell moved that **Senate Bill No. 2268**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--95

A motion to reconsider was tabled.

House Bill No. 2588 -- Child Custody and Support - As introduced, requires that a 30-minute video on adverse childhood experiences be shown to parents attending the parent educational seminar. - Amends TCA Title 36, Chapter 6. by *Littleton, *Parkinson, *Hardaway, *White, *Thompson, *Love, *Chism, *Lamar, *Hazlewood, *Carter, *Hakeem, *Helton, *Freeman, *Keisling, *Ogles, *Stewart, *Camper, *Miller, *Powell, *Beck, *Gant, *Williams, *Moon, *Crawford, *Shaw, *Calfee, *Hall, *Whitson, *Windle. (*SB2032 by *Rose)

Rep. Littleton moved that House Bill No. 2588 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2588 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 36-6-408(a), is amended by deleting the subsection and substituting instead the following:

(a) In an action where a permanent parenting plan is or will be entered, each parent shall attend a parent educational seminar as soon as possible after the filing of the complaint. The seminar may be divided into sessions, which in the aggregate must not be less than four (4) hours in duration, and the minor children must be excluded from attending the seminar. The seminar must be educational in nature and not designed for individual therapy. The seminar must educate parents concerning how to protect and enhance the child's emotional development and inform the parents regarding the legal process. The seminar must include:

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(1) At least one (1) thirty-minute video on adverse childhood experiences created:

(A) By the department of children's services in conjunction with the Tennessee commission on children and youth; or

(B) As part of the Building Strong Brains Tennessee public awareness campaign; and

(2) A discussion of alternative dispute resolution, marriage counseling, the judicial process, and common perpetrator attitudes and conduct involving domestic violence.

SECTION 2. Tennessee Code Annotated, Section 36-6-408, is amended by inserting the following language as a new subsection:

() The requirement of attendance by parents at the parent educational seminar may be waived upon motion by either party and the agreement of the court upon the showing of good cause.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Littleton moved that **House Bill No. 2588**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--95

A motion to reconsider was tabled.

***House Bill No. 2357** -- Children - As introduced, increases the timeframe within which the mother of a newborn may surrender custody of the child to an approved medical facility without criminal liability from within 72 hours of birth to within two weeks. - Amends TCA Title 36 and Section 68-11-255. by *Littleton, *Hazlewood, *Hurt, *Williams, *Crawford, *Moon, *Hall, *Whitson. (SB2629 by *White, *Haile, *Massey, *Rose)

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On motion, House Bill No. 2357 was made to conform with **Senate Bill No. 2629**; the Senate Bill was substituted for the House Bill.

Rep. Littleton moved that **Senate Bill No. 2629** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--95

A motion to reconsider was tabled.

House Bill No. 2355 -- Alcoholic Beverages - As introduced, allows a manufacturer to sell product transferred between different sites owned by the same manufacturer upon certain conditions. - Amends TCA Section 57-3-202. by *Littleton, *Hazlewood, *Whitson, *Camper. (*SB2115 by *Yager)

Rep. Littleton moved that **House Bill No. 2355** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes 0
Present and not voting 3

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Daniel, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

Representatives present and not voting were: DeBerry, Grills, Rudd--3

A motion to reconsider was tabled.

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***House Bill No. 1628** -- Consumer Protection - As introduced, creates a reward for information leading to the recovery of a civil penalty against a person who knowingly causes any caller identification service to transmit misleading or inaccurate caller identification information to a subscriber with the intent to defraud or cause harm to another person or to wrongfully obtain anything of value. - Amends TCA Title 40 and Title 47, Chapter 18. by *Parkinson, *Cooper, *Thompson, *Towns, *Cochran, *Sparks, *Camper, *Todd. (SB1746 by *Lundberg)

Rep. Parkinson moved that House Bill No. 1628 be passed on third and final consideration.

Rep. Boyd moved adoption of Consumer and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1628 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 47-18-2304(b)(1), is amended by deleting the subdivision and substituting instead the following:

The attorney general and reporter shall deposit any civil penalty collected pursuant to this section, less any amount necessary to cover costs incurred by the attorney general and reporter for the enforcement of this section, into the reward pool fund created by § 40-8-105.

SECTION 2. Tennessee Code Annotated, Section 47-18-2304, is amended by adding the following new subsections:

(d) Except as provided in subsections (e) and (f), a reward of up to thirty thousand dollars (\$30,000) is awarded to any person who reports information to the division of consumer affairs that:

(1) Identifies a person violating § 47-18-2302(a); and

(2) Leads to the recovery of a civil penalty pursuant to subsection (a).

(e) If the amount deposited in the reward pool fund pursuant to subsection (a) is less than thirty thousand dollars (\$30,000), then a reward of an amount equal to the amount deposited is awarded to any person who satisfies the requirements of subsection (d).

(f) If more than one (1) person reports information satisfying the requirements of subsection (d), then each person whose report satisfies subsection (d) receives a pro rata share of the reward provided for by this section.

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SECTION 3. Tennessee Code Annotated, Section 40-8-105, is amended by deleting the language "Except as provided in § 40-8-106," and substituting instead, "Except as provided in §§ 40-8-106 and 47-18-2304,".

SECTION 4. This act shall take effect July 1, 2020, the public welfare requiring it.

On motion, Consumer and Human Resources Committee Amendment No. 1 was adopted.

Rep. Parkinson moved that **House Bill No. 1628**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Sexton--95

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "present and not voting" to "aye" on **House Bill No. 1628** and have this statement entered in the Journal: Rep. Williams.

REGULAR CALENDAR FROM JUNE 2, 2020, CONTINUED

***House Bill No. 2467** -- Election Laws - As introduced, authorizes the county election commission to notify individuals filing a petition for recall, referendum, or initiative to notify the individuals of any defects in the petition that must be cured prior to certification for final approval. - Amends TCA Title 2. by *Baum, *Smith, *Terry, *Hardaway, *Powers. (SB2375 by *Reeves)

Rep. Baum moved that House Bill No. 2467 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Committee Amendment No. 1 as follows:

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Amendment No. 1

AMEND House Bill No. 2467 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 2-6-601(a), is amended by deleting the language "any licensed nursing home, home for the aged or similar licensed institution providing relatively permanent domiciliary care, other than a penal institution" each time it appears and substituting instead the language "a nursing home" and by deleting the language "the licensed nursing homes" and substituting instead the language "the nursing homes".

SECTION 2. Tennessee Code Annotated, Section 2-6-601(b), is amended by deleting the language "licensed nursing home, assisted care living facility, home for the aged, or similar licensed institution providing relatively permanent domiciliary care" and substituting instead the language "nursing home".

SECTION 3. Tennessee Code Annotated, Section 2-6-601, is amended by adding the following as a new subsection:

(c) As used in this part, "nursing home" means a licensed nursing home, assisted care living facility, or home for the aged, other than a penal institution, and includes any independent living facility on the same property as a licensed nursing home, assisted care living facility, or home for the aged.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Local Committee Amendment No. 1 was adopted.

Rep. Clemmons moved that House Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Lamar moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 2467 by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 2-6-201, is amended by designating the existing language as subsection (a) and adding the following as a new subsection (b):

(b)

(1) Notwithstanding subsection (a), a registered voter may vote absentee by mail for any reason for any election occurring during 2020.

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Notwithstanding § 2-6-202(a)(3)(G), the voter is not required to submit a reason that the voter wishes to vote absentee.

(2) This subsection (b) is repealed on January 1, 2021.

Rep. Lamberth moved that House Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	70
Noes.....	26

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Casada, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Halford, Hall, Hawk, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--70

Representatives voting no were: Beck, Camper, Chism, Clemmons, DeBerry, Dixie, Freeman, Hakeem, Hardaway, Hazlewood, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Whitson--26

Rep. Baum moved that **House Bill No. 2467**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--95

A motion to reconsider was tabled.

House Bill No. 2769 -- Criminal Offenses - As introduced, adds the offense of trafficking a person for a commercial sex act to the meaning of predatory offenses for purposes of sentencing a person as a child sexual predator. - Amends TCA Title 39, Chapter 13, Part 5. by

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*Moody, *Van Huss, *Griffey, *Littleton, *Smith, *Howell, *Hurt, *Helton, *Sherrell, *Towns, *Faison, *Keisling, *Todd, *Farmer, *Hakeem, *Carter, *Williams, *Gant, *Garrett, *Eldridge, *Ragan, *Rudd, *Rudder, *Coley, *Hazlewood, *Moon, *Powers, *Calfee, *Beck, *Hardaway, *Terry, *Ogles, *Zachary, *White, *Hall, *Grills, *Doggett, *Crawford, *Lamar, *Bricken, *Curcio, *Weaver, *Hicks, *Hodges, *Tillis, *Parkinson, *Whitson, *Cepicky, *Holsclaw, *Lynn, *Powell, *Windle, *Byrd, *Carr, *Stewart, *Chism. (*SB1925 by *White, *Briggs)

Rep. Moody moved that House Bill No. 2769 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2769 by deleting the effective date section and substituting instead the following:

SECTION _____. This act shall take effect October 1, 2020, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Moody moved that **House Bill No. 2769**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--96

A motion to reconsider was tabled.

House Bill No. 2770 -- Criminal Procedure - As introduced, makes a defendant charged with continuous sexual abuse of a child ineligible for judicial diversion. - Amends TCA Section

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40-35-313. by *Moody, *Griffey, *Smith, *Thompson, *Moon, *Carr, *Parkinson, *Chism, *Terry, *Faison, *Todd, *Hakeem, *Helton, *Johnson G, *Powers, *Littleton, *Coley, *Rudder, *Hazlewood, *Stewart, *Curcio, *Ogles, *Whitson. (*SB2332 by *White, *Rose, *Stevens)

On motion, House Bill No. 2770 was made to conform with **Senate Bill No. 2332**; the Senate Bill was substituted for the House Bill.

Rep. Moody moved that Senate Bill No. 2332 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2332 by deleting the effective date section and substituting instead the following:

SECTION _____. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Moody moved that **Senate Bill No. 2332**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--93

A motion to reconsider was tabled.

House Bill No. 2045 -- Pensions and Retirement Benefits - As introduced, increases to \$75 the minimum amount that the state will match to an employee's optional retirement plan. - Amends TCA Section 3-9-103; Title 8, Chapter 25; Title 8, Chapter 34; Title 8, Chapter 35; Title 8, Chapter 36 and Title 8, Chapter 37. by *Hicks, *Lamberth, *Hazlewood, *Sherrell. (*SB1773 by *Briggs, *Crowe)

Rep. Hicks moved that House Bill No. 2045 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

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Amendment No. 1

AMEND House Bill No. 2045 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-25-303(a)(1), is amended by deleting the language "forty dollars (\$40.00)" and substituting instead the language "fifty dollars (\$50.00)".

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it

On motion, State Committee Amendment No. 1 was adopted.

Rep. Hicks moved that **House Bill No. 2045**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 89
Noes 2

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hodges, Holsclaw, Holt, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

Representatives voting no were: Hill T, Lafferty--2

A motion to reconsider was tabled.

***House Bill No. 2615** -- Juvenile Offenders - As introduced, expands the unruly act of illegal use of a communication device by a minor to include possessing or transmitting an image of sexual activity involving a minor. - Amends TCA Title 37, Chapter 1, Part 1; Title 39, Chapter 13, Part 5 and Title 39, Chapter 17, Part 10. by *Coley, *Holt, *Hill T, *Reedy, *Griffey, *Smith, *Doggett, *Helton, *Faison, *Bricken, *Littleton, *Hurt, *Terry, *Towns, *Russell, *Todd, *Sherrell, *Powers. (SB2636 by *White)

Rep. Coley moved that House Bill No. 2615 be passed on third and final consideration.

Rep. Coley moved adoption of House Amendment No. 1 as follows:

Amendment No. 1

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AMEND House Bill No. 2615 by deleting the effective date section and substituting instead the following:

SECTION _____. This act shall take effect on October 1, 2020, the public welfare requiring it, and applies to acts committed on or after that date.

On motion, House Amendment No. 1 was adopted.

Rep. Coley moved that **House Bill No. 2615**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--95

A motion to reconsider was tabled.

RECESS MOTION

Rep. Lamberth moved that the House stand in recess until 2:00 p.m., which motion prevailed.

MOTION TO CONVENE PASSED

The hour of 2:00 p.m. having arrived, which had been set for the House to reconvene, a quorum of the House was not detected.

Representative C. Johnson, pursuant to the House rules, moved that the House convene on Wednesday, June 3, 2020, at 3:30 p.m. The motion by Representative C. Johnson was properly seconded. Without objection, the motion to convene on Wednesday, June 3, 2020, at 3:30 p.m. prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Sexton.

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ROLL CALL DISPENSED

On motion of Rep. Lamberth the roll call was dispensed with.

PRESENT IN CHAMBER

Rep. Haston was recorded as being present in the Chamber.

REGULAR CALENDAR FROM JUNE 2, 2020, CONTINUED

***House Bill No. 2317** -- Trusts - As introduced, makes various changes to laws regarding trusts. - Amends TCA Title 35. by *Garrett, *Lamberth, *Curcio. (SB2272 by *Stevens)

Rep. Garrett moved that House Bill No. 2317 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2317 by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 35-6-401, is amended by deleting subdivision (d)(2) and substituting the following:

(2) If the total amount of money and property received in a distribution or series of related distributions is greater than twenty percent (20%) of the entity's gross assets, as shown by the entity's year-end financial statements immediately preceding the initial receipt. If the total amount of money and property received in a distribution or series of related distributions is equal to or less than twenty percent (20%) of an entity's gross assets, then it is not a partial liquidation.

SECTION 2. Tennessee Code Annotated, Section 35-15-103(24)(B), is amended by deleting the language "; or" and substituting the language "without causing the trust to terminate; or".

SECTION 3. Tennessee Code Annotated, Section 35-15-107(a), is amended by deleting the subsection and substituting the following:

(a) The validity and construction of a trust are determined by the law of the jurisdiction designated in the terms of the trust instrument, which is called a state jurisdiction provision.

SECTION 4. Tennessee Code Annotated, Section 35-15-108(a), is amended by deleting the language "with a jurisdiction, the terms of a trust designating that jurisdiction's laws in a state jurisdiction provision are valid and controlling if" and substituting the language "with a jurisdiction, for purposes of determining the applicable
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law controlling a trust's administration, the terms of a trust designating a jurisdiction's trust administration laws in a state jurisdiction provision are valid and controlling if".

SECTION 5. Tennessee Code Annotated, Section 35-15-108, is amended by deleting the first sentence in subsection (b) and substituting the following:

Except as otherwise expressly provided in a state jurisdiction provision that is valid and controlling under subsection (a), or by court order addressing the applicable law for trust administration, the laws of this state govern the administration of a trust while the trust is administered in this state.

SECTION 6. Tennessee Code Annotated, Section 35-15-111(c), is amended by adding the following new subdivisions:

(10) The resignation, appointment, and establishment of the powers and duties of trust protectors or trust advisors; and

(11) The approval of an investment decision, delegation, policy, plan, or program.

SECTION 7. Tennessee Code Annotated, Section 35-15-409(1), is amended by deleting the language "ninety (90) years" and substituting the language "three hundred sixty (360) years".

SECTION 8. Tennessee Code Annotated, Section 35-15-411(c), is amended by deleting the language "as provided under § 35-15-111".

SECTION 9. Tennessee Code Annotated, Section 35-15-510, is amended by deleting subsection (i) and substituting the following:

(i) After a conveyance to a trustee described in subsection (b), the property transferred is tenancy by the entirety property held by husband and wife subject to this section.

SECTION 10. Tennessee Code Annotated, Section 35-15-813, is amended by adding the following at the end of subsection (d):

During the time a beneficiary is represented by another pursuant to § 35-15-303, a trustee shall send its report or other information otherwise required to be furnished under this section to the representative of the beneficiary, which has the same effect as sending the report or other information otherwise required to be furnished under this section to the beneficiary being represented.

SECTION 11. Tennessee Code Annotated, Section 35-15-813, is amended by deleting subsection (e) and substituting the following:

(e) Subsections (a) and (b) do not apply to the extent:

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(1) That the terms of the trust provide otherwise; or

(2) The settlor of the trust, or a trust protector or trust advisor under part 12 of this chapter, that holds the power to so direct, directs otherwise in a writing delivered to the trustee. Directions made in a writing delivered to the trustee by the settlor, trust advisor, or trust protector as set forth in this subdivision (e)(2) remain in effect until and unless the settlor, trust advisor, or trust protector revokes the written instructions or is incapacitated. Additionally, the written directions remain in effect only while the trust advisor or trust protector providing the written directions is serving as the current trust advisor or trust protector. Unless otherwise specifically provided in the written directions, upon the death or incapacity of a settlor who provided the written directions described in this subdivision (e)(2), the directions are revoked. However, upon the death or incapacity of the settlor, a trust advisor or trust protector, if any, may further direct the trustee in writing pursuant to this subdivision (e)(2). Unless otherwise stated in the governing instrument, in the event of a conflict in the written directions, the written directions of the settlor control. Notwithstanding this subdivision (e)(2), during the time a settlor has designated a representative to represent and bind the interests of a beneficiary or beneficiaries under § 35-15-303, a trustee shall send its report or other information otherwise required to be furnished under this section to the representative designated by the settlor until the settlor revokes the designation or until the designated representative ceases serving. Sending reports or other information otherwise required to be furnished to a designated representative has the same effect as sending the report or other information otherwise required to be furnished under this section to the beneficiary or beneficiaries being represented. To the extent a settlor, trust advisor, or trust protector directs a trustee not to send its report or other information otherwise required to be furnished under this section to a beneficiary or beneficiaries and does not designate a representative to receive the information, the trustee shall send the information it would otherwise be required to send to the beneficiary or beneficiaries to the settlor who provided the written directions described in this subdivision (e)(2), trust advisor, or trust protector, which has the same effect as sending the report or other information otherwise required to be furnished under this section to the beneficiary or beneficiaries.

SECTION 12. Tennessee Code Annotated, Section 35-15-816, is amended by deleting subdivision (b)(27) and adding the following as a new subsection:

(c) Unless the terms of the instrument expressly provide otherwise:

(1) A trustee who has authority, under the terms of a testamentary instrument or irrevocable inter vivos trust agreement, to invade the principal of a trust to make distributions to, or for the benefit of, one (1) or more proper objects of the exercise of the power, may instead exercise that authority by appointing all or part of the principal of the trust in favor of a trustee of a trust under an instrument other than that under

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which the power to invade is created or under the same instrument if the exercise of that authority:

(A) Does not reduce any income interest of any income beneficiary of the following trusts:

(i) A trust for which a marital deduction has been taken for federal tax purposes under § 2056 or § 2523 of the Internal Revenue Code (26 U.S.C. § 2056 or § 2523) or for state tax purposes under any comparable provision of applicable state law;

(ii) A charitable remainder trust under § 664 of the Internal Revenue Code; or

(iii) A grantor retained annuity or unitrust trust under § 2702 of the Internal Revenue Code (26 U.S.C. § 2702); and

(B) Is in favor of the proper objects of the exercise of the power;

(2)

(A) The second trust must only have as beneficiaries one (1) or more of the beneficiaries of the first trust. For distributions made during the grantor's lifetime, the second trust must not accelerate the beneficial interest of a future beneficiary. For distributions made after the grantor's death, the second trust may accelerate the beneficial interest of a future beneficiary.

(B) For purposes of subdivision (c)(2):

(i) "Accelerate the beneficial interest" means making a beneficiary eligible to receive distributions of income or principal at a date earlier than the date upon which the beneficiary would otherwise be eligible to receive distributions from the first trust; and

(ii) "Future beneficiary" means a beneficiary who is not currently eligible to receive any distributions of income or principal from the first trust, but is eligible to receive a distribution of income or principal from the first trust at a future time or upon the happening of an event specified under the first trust.

(3) A trustee who is a beneficiary of the original trust shall not exercise the authority to appoint property of the original trust to a second

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trust if under the terms of the original trust or pursuant to law governing the administration of the original trust:

(A) The trustee does not have discretion to make distributions to itself;

(B) The trustee's discretion to make distributions to itself is limited by an ascertainable standard, and under the terms of the second trust, the trustee's discretion to make distributions to itself is not limited by the same ascertainable standard;

(C) The trustee's discretion to make distributions to itself can only be exercised with the consent of a co-trustee or a person holding an adverse interest and under the terms of the second trust the trustee's discretion to make distributions to itself is not limited by an ascertainable standard and may be exercised without consent; or

(D) The trustee of the original trust does not have discretion to make distributions that will discharge the trustee's legal support obligations but under the second trust the trustee's discretion is not so limited;

(4) The exercise of the power to invade the principal of the trust under subdivision (c)(1) must be by an instrument in writing, signed by the trustee and filed with the records of the trust;

(5) The exercise of the power to invade principal of the trust under subdivision (c)(1) must not extend the permissible period of the rule against perpetuities that applies to the trust;

(6) This section does not abridge the right of any trustee who has a power of invasion to appoint property in further trust that arises under any other statute, under common law, or pursuant to the applicable instrument governing the first trust;

(7) The exercise of the power to appoint principal under subdivision (c)(1) must be considered an exercise of a power of appointment, other than a power to appoint to the trustee, the trustee's creditors, the trustee's estate, or the creditors of the trustee's estate;

(8) The second trust:

(A) May confer a power of appointment upon a beneficiary of the original trust to whom or for the benefit of whom the trustee has the power to distribute principal of the original trust;

(B) The permissible appointees of the power of appointment conferred upon a beneficiary may include persons who are not beneficiaries of the original or second trust; and

(C) The power of appointment conferred upon a beneficiary must preclude any exercise that would extend the permissible period of the rule against perpetuities that applies to the trust;

(9) If any contribution to the original trust qualified for the annual exclusion under § 2503(b) of the Internal Revenue Code (26 U.S.C. § 2503(b)), the marital deduction under §§ 2056(a) or 2523(a) of the Internal Revenue Code (26 U.S.C. §§ 2506(a) or 2523(a)), or the charitable deduction under §§ 170(a), 642(c), 2055(a), or 2522(a) of the Internal Revenue Code (26 U.S.C. §§ 170(a), 642(c), 2055(a), or 2522(a)), is a direct skip qualifying for treatment under § 2642(c) of the Internal Revenue Code (26 U.S.C. § 2642(c)), or qualified for any other specific tax benefit that would be lost by the existence of the authorized trustee's authority under subdivision (c)(1) for income, gift, estate, or generation-skipping transfer tax purposes under the Internal Revenue Code, then the authorized trustee does not have the power to distribute the principal of a trust pursuant to subdivision (c)(1) in a manner that would prevent the contribution to the original trust from qualifying for or would reduce the exclusion, deduction, or other tax benefit that was originally claimed with respect to that contribution;

(10) During any period when the original trust owns stock in a subchapter S corporation as defined in § 1361(a)(1) of the Internal Revenue Code (26 U.S.C. § 1361(a)(1)), an authorized trustee shall not exercise a power authorized by subdivision (c)(1) to distribute part or all of the stock of the S corporation to a second trust that is not a permitted shareholder under § 1361(c)(2) of the Internal Revenue Code (26 U.S.C. § 1361(c)(2));

(11) This section applies to any trust that is administered in this state; and

(12) For purposes of this section, "original trust" means the trust from which principal is being distributed, and "second trust" means the trust to which assets are being distributed from the original trust.

SECTION 13. Tennessee Code Annotated, Section 35-16-102, is amended by deleting subdivision (8) and substituting the following:

(8) "Person" means an individual; corporation; business trust; estate; trust or civil law equivalent of a trust, including a fideicomiso or equivalent, or a foundation of the equivalent; partnership; limited liability company; association;

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joint venture; government; governmental subdivision, agency, or instrumentality;
public corporation; or any other legal or commercial entity;

SECTION 14. Tennessee Code Annotated, Section 35-16-102(11), is amended by deleting the language "after the transferor executes a qualified affidavit".

SECTION 15. Tennessee Code Annotated, Section 35-16-104, is amended by adding the following language at the end of subsection (c):

For purposes of this chapter, the transferor's execution of a qualified affidavit creates a rebuttable presumption that the assets disclosed in the affidavit were transferred to the trust on the date of execution of the affidavit. The transferor bears the burden of proving by a preponderance of the evidence the date of transfer of any asset that is not listed on a qualified affidavit.

SECTION 16. Tennessee Code Annotated, Section 35-15-810, is amended by adding the following as a new subsection:

(f) For all purposes under this chapter, if a trust is apportioned into separate shares for one (1) or more beneficiaries, then the apportioned separate shares must be treated as separate trusts even though the share may be commingled with other separate shares of the trust for investment and tax reporting purposes as provided in this section.

SECTION 17. Tennessee Code Annotated, Section 35-15-505, is amended by adding the following as a new subsection:

(h) For purposes of this section, a person is not considered the settlor or deemed settlor of an irrevocable inter vivos trust if the person is a beneficiary with respect to property that was contributed to the trust by the person's spouse, regardless of whether or when the person was a settlor of an irrevocable inter vivos trust for the benefit of the person's spouse. For purposes of this subsection (h), "person's spouse" means the individual to whom the person was married at the time the irrevocable inter vivos trust was created, regardless of a subsequent dissolution of the marriage.

SECTION 18. Tennessee Code Annotated, Section 35-6-502, is amended by adding the following language at the end of subdivision (a)(1):

however, if in the judgment of the trustee, the charging of a part or all of that portion of the compensation described under § 35-6-501(1) to principal is impracticable because of the lack of sufficient principal cash and readily marketable intangible personal property, or inadvisable because of the nature of the assets, then that part or all of the compensation must be paid out of income so long as the adjustment does not violate § 35-6-104(c). The decision of the trustee to pay a larger portion or all of the compensation out of income is conclusive, and the income of the trust is not entitled to reimbursement from principal at any subsequent time or times;

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SECTION 19. Tennessee Code Annotated, Section 35-15-1102, is amended by adding the following language at the end of the section:

However, the execution of a modification, termination, or settlement agreement pursuant to § 35-15-111, § 35-15-411, or § 35-15-412 is considered a transaction for purposes of § 47-10-103.

SECTION 20. Tennessee Code Annotated, Section 35-15-509, is amended by adding the following as a new subdivision (3) and redesignating the existing subdivision (3) accordingly:

(3) No creditor or assignee shall reach property transferred pursuant to a power of appointment exercised by a decedent unless the power of appointment was actually exercised in favor of the decedent or the decedent's estate; and

SECTION 21. Tennessee Code Annotated, Section 35-16-104(b)(1), is amended by deleting the language "two (2) years" wherever it appears and substituting the language "one and one-half (1.5) years".

SECTION 22. Tennessee Code Annotated, Section 35-15-402, is amended by adding the following as a new subsection (e):

(e) Notwithstanding subdivision (a)(4), a passive trust is not terminable because it is passive.

SECTION 23. Tennessee Code Annotated, Section 35-15-103(20), is amended by deleting the subdivision and substituting instead the following:

(20) "Person" means an individual; corporation; business trust; estate; trust or civil law equivalent of a trust, including a fideicomiso or equivalent, or a foundation of the equivalent; partnership; limited liability company; association; joint venture; government; governmental subdivision, agency, or instrumentality; public corporation; or any other legal or commercial entity;

SECTION 24. The Tennessee Code Commission is requested to publish in Tennessee Code Annotated the revisions required to conform to the current state of the law official comments for Chapters 5, 15, and 16 of Title 35 that are filed with the executive secretary of the Tennessee Code Commission by June 15, 2020, unless a later date is provided by said secretary, by duly authorized representatives of the Trust Committee of the Tennessee Bankers Association.

SECTION 25. This act shall take effect October 1, 2020, the public welfare requiring it, and applies to actions occurring on or after that date.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Garrett moved that **House Bill No. 2317**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes 81
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Daniel, Dixie, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--81

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2317** and have this statement entered in the Journal: Rep. Haston.

REGULAR CALENDAR FROM JUNE 2, 2020, CONTINUED

***House Bill No. 2097** -- State Government - As introduced, requires the attorney general and reporter, on behalf of state entities which it represents in lawsuits involving constitutional questions or sums in excess of \$1 million or more, to notify the governor, each speaker of the general assembly, and certain committees and members of the general assembly. - Amends TCA Title 3; Title 4; Title 8 and Title 29, Chapter 20. by *Lafferty, *Griffey, *Hulsey, *Rudder, *Russell, *Smith, *Daniel. (SB2740 by *Bell)

Rep. Lafferty moved that House Bill No. 2097 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2097 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-6-109, is amended by deleting subsection (d) and substituting instead the following:

(1) The attorney general and reporter, or assistants acting at the attorney general and reporter's discretion, shall submit a quarterly report to the executive and legislative branches of government to provide notice of any lawsuit filed in state or federal court, in which the state is a named

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party and the attorney general and reporter or assistants are representing the state, and in which the adjudication could result in:

(A) State expenditures of one million dollars (\$1,000,000) or more;

(B) A decision on a policy issue that may result in a significant increase in state expenditures;

(C) A decision that may affect the bond rating of the state; or

(D) A decision on a question of state or federal constitutional law.

(2) The attorney general and reporter shall submit the report to:

(A) The governor;

(B) The speaker of each house;

(C) The director of the office of legal services or the director's designee;

(D) The director of fiscal review; and

(E) The chair of each standing committee of the general assembly.

(3) The report must include:

(A) The style of the case;

(B) The date of filing; and

(C) A summary and description of the nature of the allegations in the complaint.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Lafferty moved that **House Bill No. 2097**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 88

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Noes..... 0

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Daniel, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 2097** and have this statement entered in the Journal: Rep. Haston.

REGULAR CALENDAR FROM JUNE 2, 2020, CONTINUED

***House Bill No. 773** -- Revenue, Dept. of - As introduced, establishes procedures for requesting the redaction of confidential information from the text of revenue and letter rulings issued by the department. - Amends TCA Title 67, Chapter 1. by *Todd, *Russell, *Smith, *Shaw, *Daniel, *Doggett, *Zachary. (SB724 by *Reeves)

Rep. Todd moved that House Bill No. 773 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 773 by deleting all language after the caption and substituting instead the following:

WHEREAS, the General Assembly has enacted laws to provide revenue for the funding of State and local governments; and

WHEREAS, it is the duty of the commissioner of revenue to administer many of these laws; and

WHEREAS, in order to properly administer these laws, the commissioner of revenue must communicate guidance to taxpayers; and

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WHEREAS, the General Assembly wants to foster an environment in which the commissioner of revenue can effectively communicate such guidance, and taxpayers will be confident in relying upon such guidance; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-1-108, is amended by deleting the section in its entirety and substituting instead the following:

(a) It is the commissioner's duty to implement and enforce the laws administered by the commissioner under this or any other title. The commissioner's enforcement of these laws shall be consistent with all applicable statutes, rules, and regulations. When the commissioner publishes guidance regarding the taxability of any privilege, affected taxpayers are entitled to rely on the guidance. If the commissioner changes the guidance, a taxpayer who relied on such guidance before it was changed is not liable for any assessment of additional tax, interest, or penalty that accrued before the guidance was changed and was unpaid because of the taxpayer's reasonable reliance upon the guidance.

(b) If a taxpayer is either audited by the department or requests specific advice from the department and receives erroneous audit findings or advice, the taxpayer is not liable for any assessment of additional tax, interest, or penalty attributable to the erroneous finding or advice furnished by the department, to the extent the following conditions are all satisfied:

(1) The finding or advice was reasonably relied upon by the taxpayer. In determining whether such reliance was reasonable, the taxpayer is deemed to be aware of any changes in applicable law that occurred after the finding or advice was furnished by the department;

(2) The additional assessment did not result from the taxpayer's failure to provide adequate or accurate information; and

(3) The department provided the finding or advice to the taxpayer in writing or the department's records establish that the department provided erroneous verbal advice to the taxpayer. In furtherance of this condition, the department shall adopt formal audit procedures to allow taxpayers the right to memorialize audit findings in the final audit document prepared by the audit division upon completion of the audit.

(c) If the commissioner changes the policy of the department as to the taxability of any privilege, such policy change must be applied to the exercise of such privileges occurring after the date of the policy change only, unless otherwise provided by law.

(d) The commissioner is encouraged to continue providing and publishing guidance and advice to taxpayers to assist with compliance with this

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state's tax statutes. Except as specifically provided in this section, the issuance of guidance, advice, or audit findings by the commissioner does not constitute new or revised enforcement of the law.

(e) This section is intended only to prevent audit assessments against taxpayers that reasonably relied upon guidance, advice, or prior findings communicated to the taxpayer by the department. Such guidance, advice, or findings do not have the force and effect of law and do not independently establish a basis for a claim for refund under § 67-1-1802. Any claim for refund must be based on applicable statutes, rules, and regulations.

(f) As used in this section:

(1) "Audit finding" or "finding" means the specific conclusions contained in the final document written by the audit division or hearing office and presented to the taxpayer upon completion of an audit or an informal conference conducted to review an audit. "Audit finding" or "finding" also includes findings memorialized in the final document written by the audit division pursuant to the procedures established under subdivision (b)(3). "Audit finding" or "finding" does not include the issuance of a license, certificate, or application approval;

(2) "Published guidance" or "guidance" means tax manuals, important notices, statements presented in a question-and-answer format, or other substantive statements regarding the taxability of a privilege that are published on the department's website. The department shall designate such materials on its website that meet this definition. "Published guidance" or "guidance" does not include verbal comments from an auditor or letter rulings or revenue rulings, as described in § 67-1-109, that are redacted and placed on the department's website; and

(3) "Published" means displayed on the department's website.

SECTION 2. This act shall take effect October 1, 2020, the public welfare requiring it.

On motion, State Committee Amendment No. 1 was adopted.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Terry; business

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REGULAR CALENDAR FROM JUNE 2, 2020, CONTINUED

Rep. Todd moved that **House Bill No. 773**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 90
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Daniel, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

A motion to reconsider was tabled.

***House Bill No. 1799** -- Alcoholic Beverages - As introduced, removes residency requirements for any person applying for a retail license. - Amends TCA Section 57-3-204. by *Ramsey, *Russell. (SB2478 by *Dickerson)

BILL HELD ON DESK

Rep. Ramsey moved that **House Bill No. 1799** be held on the Clerk's desk, which motion prevailed.

REGULAR CALENDAR FROM JUNE 2, 2020, CONTINUED

***House Bill No. 2276** -- Redistricting, Legislative - As introduced, requires the establishment of a three-judge panel to adjudicate cases challenging state legislative or congressional districts. - Amends TCA Title 2; Title 3; Title 16; Title 17; Title 27 and Title 29. by *Curcio, *Smith, *Garrett. (SB2748 by *Bell)

Rep. Curcio moved that House Bill No. 2276 be passed on third and final consideration.

Rep. Clemmons moved adoption of House Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2276 by deleting all language after the enacting clause and substituting instead the following:

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SECTION 1. Tennessee Code Annotated, Section 2-16-102, is amended by deleting the section and substituting instead the following:

In accordance with part 2 of this chapter, the Tennessee congressional redistricting commission shall establish the composition of districts for the election of members of the house of representatives in congress after each enumeration and apportionment of representation by the congress of the United States. The districts must not be changed between apportionments.

SECTION 2. Tennessee Code Annotated, Title 2, Chapter 16, is amended by adding the following language as a new part:

2-16-201. This part shall be known and may be cited as the "Tennessee Congressional Redistricting Commission Act."

2-16-202. For the purposes of this part, unless the context otherwise requires:

(1) "Commission" means the Tennessee congressional redistricting commission;

(2) "Comptroller" means the comptroller of the treasury;

(3) "Federal census" means the decennial census required by federal law to be prepared by the United States department of commerce, bureau of the census, in each year ending in zero (0);

(4) "Lobbyist" means an individual required to register with the Tennessee ethics commission pursuant to title 3, chapter 6, part 3; and

(5) "Plan" means a plan for congressional redistricting.

2-16-203.

(a) A Tennessee congressional redistricting commission must be established in January of each year ending in one (1) beginning in 2021 to accomplish congressional redistricting. The commission shall consist of five (5) members to be appointed as follows:

(1) Each legislative leader of the two (2) largest political parties with the largest memberships in each house of the legislature shall appoint one (1) voting member to the commission by January 10 of each year ending in one (1);

(2) The four (4) legislators appointing commission members pursuant to this section shall certify their appointments to the comptroller. If an appointing legislator does not certify an appointment by January 10 of each year ending in one (1), the supreme court shall appoint and certify

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an appointment to the comptroller no later than five (5) business days after January 10; and

(3) No later than January 20 of the year of their selection, the four (4) appointed members, by an affirmative vote of at least three (3) members, shall appoint and certify to the comptroller the nonvoting fifth member who shall act as the commission's chairperson. If by January 20 of the year of their selection three (3) of the four (4) voting members fail to elect a chairperson, the supreme court shall, no later than five (5) business days after January 20, appoint and certify an appointment to the comptroller. A vacancy on the commission shall be filled by the person who made the initial appointment, or their successor, within fifteen (15) business days after the vacancy occurs.

(b) The commission shall not take any action to develop a redistricting plan for this state until the commission's chair is appointed.

(c) Prior to serving on the commission, every person selected shall take and subscribe to an oath to faithfully perform the duties of that office. The oath shall be filed with the comptroller.

2-16-204.

(a) A person is eligible to serve on the commission if:

(1) The person is registered to vote in elections for federal office held in this state as of the date of appointment and was registered to vote in the two (2) most recent general elections for federal office held in this state;

(2) The person did not hold public office or run as a candidate for election for public office, or serve as an employee of a political party or candidate for election for public office, at any time during the four-year period ending on the December 31 preceding the date of appointment; and

(3) The person certifies, on a form prescribed by the comptroller, that the person will not run as a candidate for the office of representative in the United States congress until after the next apportionment of representatives.

(b) No person shall serve on the commission who is or has been a lobbyist within two (2) years prior to selection.

2-16-205.

(a) The commission may employ the services of experts, consultants, and support staff, including attorneys, as necessary to carry out its duties.

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(b) The comptroller, the secretary of state, and the attorney general shall make available to the commission personnel, facilities, and other assistance as the commission may reasonably request. The comptroller is the official recipient of all provisional and preliminary census data and maps for the commission and shall forward data and maps, upon request, to the commission.

(c) The commission, upon written request by a witness, may reimburse witnesses for their necessary expenses incurred in appearing before the commission.

(d) The general assembly shall appropriate funds to enable the commission to carry out its duties. The members of the commission shall receive no compensation; provided, however, that each member of the commission is eligible for reimbursement of expenses and mileage in accordance with the regulations promulgated by the commissioner of finance and administration and approved by the attorney general and reporter. Compensation of employees is determined by the commission. Employees of the commission do not have preferred service status, but are subject to personnel policies applicable to state employees generally, such as leave, compensation, classification, and travel reimbursement.

(e) No member of the commission, or employee of the commission, may:

(1) Campaign for elective office while a member of the commission or while an employee of the commission; or

(2) Actively participate in or contribute to any political campaign of any candidate for federal elective office while a member of the commission or while an employee of the commission.

2-16-206.

(a) All records and information in the possession of the commission are open for inspection by members of the public unless otherwise provided by law.

(b) In addition to any other duties prescribed by law, the commission shall:

(1) Adopt rules pursuant to the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, to carry out the provisions of this part, which rules shall provide that three (3) voting members of the commission constitute a quorum to do business, and that the votes of three (3) of the voting members are required for any official action of the commission;

(2) Act as a recipient of the final redistricting data and any maps from the United States department of commerce, bureau of the census, for congressional redistricting purposes;

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(3) Hold open meetings in accordance with title 8, chapter 44, part 1; provided, that the commission shall solicit and take into consideration comments from the public in developing the redistricting plan for the state in accordance with such standards as the commission may establish;

(4) Maintain a website for the commission; and

(5) Prepare minutes from each commission meeting and post minutes on the commission's website.

2-16-207.

(a) The commission shall develop a redistricting plan for the state in accordance with the following criteria:

(1) Adherence to the "one person, one vote" standard and other requirements imposed under the Constitution of the United States;

(2) To the greatest extent mathematically possible, ensure that the population of each congressional district in this state does not vary from the population of any other congressional district in this state as determined on the basis of the total count of persons of the most recent decennial census conducted by the United States department of commerce, bureau of the census;

(3) Comply with any applicable requirements of the Voting Rights Act of 1965, P.L. 89-110, compiled in 42 U.S.C. § 1973 et seq., and any other applicable federal laws;

(4) To the greatest extent practicable, maintain the geographic continuity of the political subdivisions of the state that are included in the same congressional district in the following order of priority:

(A) The continuity of counties;

(B) The continuity of municipalities; and

(C) The continuity of neighborhoods, as determined on the basis of census tracts or other relevant information;

(5) To the greatest extent practicable, maintain compact districts in accordance with such standards as the commission may establish; and

(6) Ensure that districts are contiguous except to the extent necessary to include any area that is surrounded by a body of water.

(b) In developing the redistricting plan for this state, the commission shall not take into consideration any of the following factors, except to the extent necessary to comply with the Voting Rights Act of 1965 or any other applicable federal law:

(1) The voting history of the population of a congressional district;

(2) The political party affiliation of the population of a district; and

(3) The residence of incumbent members of the United States house of representatives.

2-16-208.

(a)

(1) Upon approval of a redistricting plan by three (3) of the voting members of the commission, but not later than September 30 of the year ending in one (1), the commission shall submit the plan to the general assembly.

(2) At the time the commission submits a redistricting plan to the general assembly, the commission shall notify the public through the publication of a notice in at least one (1) newspaper of general circulation in each grand division of this state. The commission shall also publish a detailed version of the plan, including a map showing each congressional district established under the plan and the voting age population by race of each such district on the commission's website.

(b) After receiving the plan from the commission, the plan shall be drafted as legislation for introduction in the general assembly. The staff of the commission shall provide all necessary information to the staff of the general assembly in preparing the legislation, including, but not limited to, necessary computer records and reports and any electronic files of such plan as may be requested by the director of the office of legal services for the general assembly. Any technical corrections must be made prior to introduction of the legislation, and a summary of any technical corrections must be posted on the commission's website; provided, that technical corrections do not include any modification that would result in the transfer of any population between any districts.

(c) Upon introduction of the legislation, the general assembly may:

(1) Approve the plan as submitted by the commission without amendment and forward the plan to the governor; or

(2) Reject the plan.

(d) A redistricting plan developed by the commission is considered to be enacted into law only if the plan is forwarded by the general assembly to the governor and:

(1) The governor signs the legislation or allows such legislation to become law without the governor's signature; or

(2) The governor vetoes the plan and the legislature overrides the veto.

(e) Any legislation enacting a congressional redistricting plan pursuant to this section is effective on November 1 in the year ending in one (1).

2-16-209.

(a) The independent redistricting commission terminates and ceases to exist on the day after the date of the first regularly scheduled general election for federal office that occurs in the year ending in two (2).

(b) Any funds remaining at the disposal of the commission at that time revert to the state general fund.

(c) The commission's website is administered by the comptroller until the appointment of a new commission following the next federal census.

2-16-210.

(a)

(1) If the commission's congressional redistricting plan is not enacted into law by November 1 in the year ending in one (1) pursuant to § 2-16-208, the commission may submit congressional redistricting plans developed by the commission to the Tennessee supreme court, which may select and publish one (1) of the submitted plans to serve as the congressional redistricting plan for this state.

(2) The supreme court has no authority to modify any redistricting plan submitted under this subsection (a).

(b)

(1) If the supreme court does not select a plan to serve as the congressional redistricting plan for this state on or before December 1 in the year ending in one (1), the clerk of the supreme court shall file a notice with the United States district court in Nashville, and the supreme court ceases to have jurisdiction in such matter.

(2) Not later than thirty (30) days after receiving notice pursuant to subdivision (b)(1), the United States district court shall develop and publish a final congressional redistricting plan for Tennessee. In developing any redistricting plan, it is the intent of the general assembly that the district court adheres to the same terms and criteria that applied to the development of the plan by the commission.

(c) A court that is required to select, publish, or develop a congressional redistricting plan under this section must have access to any information, data, software, or other records and materials used by the commission in carrying out its duties under this part.

2-16-211. Notwithstanding this part to the contrary, if a federal court requires this state to conduct congressional redistricting subsequent to an apportionment of representatives in order to comply with the Constitution of the United States or to enforce the Voting Rights Act of 1965, this part applies with respect to the redistricting; provided, that:

(1) The deadline for the establishment of the commission and the appointment of the commission's chair is the expiration of the thirty-day period that begins on the date of the final order of the federal court to conduct the redistricting;

(2) The deadline for the submission of redistricting plans to the general assembly by the commission and the date of the termination of the commission is the expiration of the one-hundred-fifty-day period that begins on the date of the final order of the federal court to conduct the redistricting;

(3) The deadline for the selection and publication of the plan by the state supreme court is the expiration of the one-hundred-eighty-day period that begins on the date of the final order of the federal court to conduct the redistricting; and

(4) The deadline for the selection and publication of the plan by the federal district court is the expiration of the two-hundred-ten-day period that begins on the date of the final order of the federal court to conduct the redistricting.

2-16-212.

(a) The commission is attached to the comptroller for all administrative matters relating to receipts, disbursements, expense accounts, budget, audit, and other related items. Nothing in this section infringes upon the autonomy of the commission or its authority prescribed pursuant to this part, and the comptroller has no managerial or supervisory control over the commission or its employees.

(b) The commissioner of finance and administration shall seek all available federal funding for the establishment and operation of the commission,

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implementation of the congressional redistricting plan, and other expenses necessary to carry out congressional redistricting in Tennessee, including the expenses of any special sessions of the general assembly.

SECTION 3. The provisions of this act shall not be construed to be an appropriation of funds, and no funds shall be obligated or expended pursuant to this act unless such funds are specifically appropriated by the general appropriations act.

SECTION 4. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Smith moved that House Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes	70
Noes.....	21

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Casada, Cepicky, Cochran, Coley, Crawford, Curcio, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Tillis, Todd, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--70

Representatives voting no were: Beck, Camper, Clemmons, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Potts, Powell, Shaw, Staples, Thompson, Towns, Windle--21

Rep. Marsh moved the previous question, which motion prevailed.

Rep. Curcio moved that **House Bill No. 2276** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	72
Noes.....	20

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Casada, Cepicky, Cochran, Coley, Crawford, Curcio, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Tillis, Todd, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--72

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Representatives voting no were: Beck, Camper, Chism, Clemmons, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Potts, Powell, Staples, Thompson, Towns--20

A motion to reconsider was tabled.

***House Bill No. 2007** -- Public Records - As introduced, revises provisions governing confidentiality of certain documents held by the comptroller. - Amends TCA Title 10. by *Daniel, *Smith, *Hardaway, *Towns. (SB2073 by *Pody)

Rep. Daniel moved that House Bill No. 2007 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2007 by deleting Section 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 10-7-503, is amended by adding the following as a new subsection:

() A public record subject to public inspection being used during an audit or investigation by the comptroller of the treasury or state, county, or local government audit staff may be released prior to the conclusion of the audit or investigation by the audited or investigated entity when, in the opinion of the auditor or investigator, such disclosure will not prejudice the audit or investigation. If records are subject to such release, the records must be made open to public inspection by the audited or investigated entity no later than thirty (30) days following the conclusion of the audit or investigation, or one hundred eighty (180) days after the initiation of the audit or investigation, whichever is earlier. Upon a showing of good cause by the audited or investigated entity, such records may be withheld an additional thirty (30) days after the one hundred eighty (180) days after the initiation of the audit or investigation.

On motion, State Committee Amendment No. 1 was adopted.

Rep. Daniel moved that **House Bill No. 2007**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling,

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Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--93

Representatives voting no were: Clemmons--1

A motion to reconsider was tabled.

***House Bill No. 1804** -- Law Enforcement - As introduced, requires law enforcement officers to undergo training on the proper testing procedures for use in investigating cases of suspected driving under the influence as part of the annual in-service training required for certifications that occur on or after January 1, 2021. - Amends TCA Title 38, Chapter 8 and Title 55, Chapter 10, Part 4. by *Dunn. (SB1764 by *Massey)

BILL HELD ON DESK

Rep. Dunn moved that **House Bill No. 1804** be held on the Clerk's desk, which motion prevailed.

REGULAR CALENDAR FROM JUNE 2, 2020, CONTINUED

***House Bill No. 1846** -- Juvenile Offenders - As introduced, requires juvenile court petitions and orders to be open to public inspection if the delinquent act would constitute an act of terrorism or an attempt to commit terrorism if committed by an adult; prohibits expunction of a juvenile's record relating to a delinquent act that would constitute an act of terrorism or an attempt to commit terrorism if committed by an adult. - Amends TCA Title 37. by *Howell, *Griffey, *Ragan. (SB2747 by *Bell)

Rep. Howell moved that **House Bill No. 1846** be reset for the Regular Calendar on June 11, 2020, which motion prevailed.

House Bill No. 2476 -- Privacy, Confidentiality - As introduced, adds communications with a peer supporter occurring during a critical incident stress management intervention to those communications that are considered confidential and for which a person cannot be called to testify or otherwise divulge. - Amends TCA Title 10 and Title 24, Chapter 1. by *Moody, *Van Huss, *Smith, *Powers, *Ragan, *Coley, *Doggett, *Chism, *Moon, *Helton. (*SB2230 by *Pody)

Rep. Moody moved that House Bill No. 2476 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

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Amendment No. 1

AMEND House Bill No. 2476 by deleting the effective date section and substituting instead the following:

SECTION _____. This act shall take effect October 1, 2020, the public welfare requiring it, and applies to any privilege asserted on or after that date.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Moody moved that **House Bill No. 2476**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--94

A motion to reconsider was tabled.

***House Bill No. 2601** -- Education, Higher - As introduced, requires public institutions of higher education to provide certain information to a student about available financial aid to the student, including loans and work study funds, to enable the student to better assess the impact of borrowing. - Amends TCA Title 49. by *Cochran, *Russell, *Bricken, *Hazlewood, *Hardaway, *Curcio, *Helton, *Faison, *Towns, *Freeman, *Miller, *Garrett, *Shaw, *Whitson, *Hurt, *Lafferty, *Windle, *Eldridge, *Beck, *Smith, *Zachary, *Littleton, *Haston, *Camper, *Powell, *Hakeem, *Chism, *Lamar, *Clemmons, *Williams, *Ogles, *Doggett, *Marsh, *Sherrell, *Carter, *Todd, *Byrd, *Sparks. (SB2503 by *Dickerson, *Yarbro)

On motion, House Bill No. 2601 was made to conform with **Senate Bill No. 2503**; the Senate Bill was substituted for the House Bill.

Rep. Cochran moved that Senate Bill No. 2503 be passed on third and final consideration.

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Rep. White moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Lamberth moved that **Senate Bill No. 2503** be reset for the Regular Calendar on June 8, 2020, which motion prevailed.

House Bill No. 2761 -- Education, Curriculum - As introduced, authorizes each LEA and school that offers a firearm safety class or program to elementary-school students to post the curriculum and any corresponding educational materials on the school's or LEA's website. - Amends TCA Title 49, Chapter 6. by *Ogles, *Williams, *Hurt, *White, *Carter, *Smith, *Calfee, *Chism, *Powers, *Camper, *Sparks, *Van Huss, *Hardaway, *Todd. (*SB2209 by *Johnson)

Rep. Ogles moved that House Bill No. 2761 be passed on third and final consideration.

Rep. White moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2761 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-1016, is amended by deleting the section and substituting instead the following:

(a) The department of education and the department of safety, in conjunction with the Tennessee wildlife resources agency (TWRA), shall determine the earliest grade in which it is appropriate for students to begin receiving instruction on firearm safety. In determining the earliest appropriate grade for instruction on firearm safety, the departments shall study all relevant data and risk factors, including, but not limited to, the earliest age at which incidents of injury involving firearms are reported and the earliest age at which children are susceptible to harm from found firearms.

(b) Beginning with the 2021-2022 school year, each LEA and public charter school shall annually provide students with age-appropriate and grade-appropriate instruction on firearm safety. The instruction must begin with the earliest appropriate grade, as determined by the departments under subsection (a), and must continue in each subsequent grade through grade twelve (12).

(c) The instruction required under subsection (b) must:

(1) Teach students:

(A) How to avoid injury if the student finds a firearm;

(B) To never touch a found firearm; and

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(C) To immediately notify an adult of the location of a found firearm;

(2) Be viewpoint neutral on political topics, such as gun rights, gun violence, and the second amendment to the United States constitution;

(3) Be provided in one (1) fifteen-minute period; and

(4) Not include the use or presence of live ammunition, live fire, or live firearms.

(d)

(1) The department of education and the department of safety, in conjunction with the TWRA, shall develop or approve a curriculum or program of instruction on firearm safety that meets the requirements of this section and that LEAs and public charter schools are required to implement for purposes of providing the instruction required under subsection (b). The departments shall not approve a curriculum or program of instruction if the curriculum, program of instruction, or any of the instructional materials used as part of the curriculum or program of instruction bear a brand or organizational affiliation.

(2) The instruction required under subsection (b) may be provided in a classroom setting, through the viewing of a video, or through the review of online resources or materials, as determined by the department of education.

(3) Each LEA and public charter school shall determine how best to incorporate the instruction required under subsection (b) into the school year.

SECTION 2. Tennessee Code Annotated, Section 49-6-805, is amended by deleting subdivision (7) and substituting instead the following:

(7) Policies and procedures for annual school safety training for all students, teachers, and other school personnel. The fifteen-minute period of instruction on firearm safety required under § 49-6-1016 must be credited toward the annual school safety training required by the state-level safety team's template for district-wide school safety plans and building-level school safety plans for all students, teachers, and other school personnel who receive or provide the instruction; and

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

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Rep. Powell moved the previous question, which motion prevailed.

Rep. Ogles moved that **House Bill No. 2761**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--93

A motion to reconsider was tabled.

***House Bill No. 1689** -- Students - As introduced, prohibits a student from participating in a single-sex interscholastic sport or athletic event provided by the student's public school unless the student verifies with the public school that the student is of the respective sex. - Amends TCA Title 49. by *Cepicky, *Doggett, *Lamberth, *Gant, *Hill T, *Hill M, *Van Huss, *Hurt, *Sexton C, *Lafferty, *Faison, *Weaver, *Moody, *Cochran, *Griffey, *Moon, *Sherrell, *Reedy, *Holsclaw, *Johnson C, *Crawford, *Holt, *Tillis, *Powers, *Byrd, *Carr, *Leatherwood, *Rudder, *Ragan, *Hulsey, *Rudd, *Todd, *Wright, *Hall, *Sparks, *Grills, *Casada, *Hazlewood, *Whitson, *Hicks, *Kumar, *Eldridge, *Sexton J, *Zachary, *Bricken, *Haston, *Daniel, *Helton, *Smith, *Williams. (SB1736 by *Hensley)

Rep. Cepicky moved that House Bill No. 1689 be passed on third and final consideration.

Rep. White moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1689 by deleting all language after the caption and substituting instead the following:

WHEREAS, girls who compete in interscholastic athletic activities strive to improve their performance in their particular field of competition in order to experience the personal satisfaction of victory, gain opportunities to participate in state and regional events, gain access to opportunities to be recruited and offered athletic scholarships by colleges, and more; and

WHEREAS, it is unfortunate for some girls that those dreams, goals, and opportunities for participation, recruitment, and scholarships can be directly and negatively affected by new school policies permitting boys who are male in every

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biological respect to compete in girls' athletic competitions if they claim a female gender identity; and

WHEREAS, allowing boys to compete in girls' athletic competitions discriminates against girls by regularly resulting in boys displacing girls in competitive events and excluding specific and identifiable girls from opportunities to compete at higher levels and from public recognition critical to college recruiting and scholarship opportunities that should go to those outstanding female athletes; and

WHEREAS, studies show that boys, on average, can be physically stronger than girls, having more skeletal muscle mass than girls and more upper-body and lower-body strength, which can result in injury to girls if girls participate in contact sports with boys; and

WHEREAS, the State has a legitimate government interest and concern in ensuring that children attending public schools have athletic opportunities that can potentially lead to academic scholarships and in ensuring that interscholastic athletic programs in public schools are conducted in a manner that would prevent undue injury to participants in such programs; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 3, is amended by adding the following new section:

(a) A student's gender for purposes of participation in a public middle school or high school interscholastic athletic activity or event must be determined by the student's sex at the time of the student's birth, as indicated on the student's original birth certificate. If a birth certificate provided by a student pursuant to this subsection (a) does not appear to be the student's original birth certificate or does not indicate the student's sex upon birth, then the student must provide other evidence indicating the student's sex at the time of birth. The student or the student's parent or guardian must pay any costs associated with providing the evidence required under this subsection (a).

(b) The state board of education, each local board of education, and each governing body of a public charter school shall adopt and enforce policies to ensure compliance with subsection (a) in the public schools governed by the respective entity.

(c) As used in this section:

(1) "High school" means a school in which any combination of grades nine through twelve (9-12) are taught; and

(2) "Middle school" means a school in which any combination of grades five through eight (5-8) are taught.

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(d) This section does not apply to students in any grade kindergarten through four (K-4).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to the 2020-2021 school year and each school year thereafter.

On motion, Education Committee Amendment No. 1 was adopted.

House Amendment No. 2 was ruled outside the scope of the capitol.

Rep. Cepicky moved that **House Bill No. 1689**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	73
Noes.....	13
Present and not voting.....	2

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Casada, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Tillis, Todd, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--73

Representatives voting no were: Beck, Chism, Clemmons, Dixie, Hakeem, Hardaway, Johnson G, Miller, Mitchell, Potts, Powell, Shaw, Thompson--13

Representatives present and not voting were: Jernigan, Lamar--2

A motion to reconsider was tabled.

***House Bill No. 2134** -- Education - As introduced, enacts the "Teacher's Discipline Act"; establishes a disciplinary process for students who have been removed from the classroom by the teacher. - Amends TCA Title 49. by *Cepicky, *Howell, *Hill M, *Rudder, *Hurt, *Hall, *DeBerry, *Hodges, *Towns, *Van Huss, *Sexton J, *Griffey, *Hill T, *Moon, *Sherrell, *Reedy, *Lafferty, *Johnson C, *Holsclaw, *Crawford, *Weaver, *Holt, *Powers, *Byrd, *Carr, *Tillis, *Hulsey, *Todd, *Vaughan, *Rudd, *Coley, *Wright, *Garrett, *Grills, *Sparks, *Casada, *Hazlewood, *Helton, *Hakeem, *Faison, *Ramsey, *Eldridge, *Doggett, *Kumar, *Marsh, *Littleton, *Baum, *Ragan, *Daniel, *Halford, *Calfee, *Farmer, *Moody, *Hawk, *Jernigan, *Potts, *Lamar, *Zachary, *Lamberth, *Russell, *Gant, *Williams, *Keisling, *Smith, *Staples, *Bricken, *Sexton C, *Haston, *Hardaway. (SB2252 by *Hensley, *Powers, *White)

Rep. Cepicky moved that House Bill No. 2134 be passed on third and final consideration.

Rep. White moved adoption of Education Committee Amendment No. 1 as follows:

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Amendment No. 1

AMEND House Bill No. 2134 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act shall be known and may be cited as the "Teacher's Discipline Act."

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 6, is amended by adding the following as a new part:

49-6-3701.

(a) A teacher is authorized to manage the teacher's classroom, discipline students, and refer a student to the principal or the principal's designee to maintain discipline in the classroom, and to hold students in the teacher's charge strictly accountable for any disorderly conduct in school.

(b) Each student discipline policy or code of conduct adopted by a local board of education or public charter school governing body pursuant to § 49-6-4002, must include a provision authorizing teachers and administrators to enforce the student discipline policy or code of conduct and to hold students accountable for any disorderly conduct in school, on school buses, or at school-sponsored events.

49-6-3702.

(a)

(1) Each local board of education and each public charter school governing body shall adopt a complete policy regarding a teacher's ability to relocate a student from the student's present location to another location for the student's safety or for the safety of others.

(2) The use of reasonable or justifiable force, as defined in §§ 39-11-603, 39-11-609, 39-11-610, 39-11-612, 39-11-613, 39-11-614, 39-11-621, and 39-11-622, if required to accomplish this task due to the unwillingness of the student to cooperate, is allowed. If steps beyond the use of reasonable or justifiable force are required, then the student shall be allowed to remain in place until such a time as local law enforcement officers or school resource officers can be summoned to relocate the student or take the student into custody until such a time as a parent or guardian can retrieve the student.

(3) The policy required under this subsection (a) must authorize teachers to intervene in a physical altercation between two (2) or more students, or between a student and an LEA employee or public charter

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school employee, as applicable, using reasonable or justifiable force upon a student, if necessary, to end the altercation by relocating the student to another location.

(b) The policy required under subsection (a) must:

(1) Be in effect on school property, as well as at official school-sponsored events, including, but not limited to, sporting events and approved field trips that take place away from the local school property; and

(2) Cover teachers who are directly responsible for the student's education, and other LEA employees or public charter school employees, as applicable, who interact with students on a professional basis. The LEA employees or public charter school employees described in this subdivision (b)(2) include, but are not limited to, administrators, teachers, school support staff, bus drivers, cafeteria workers, and school resource officers while the employee is acting within the scope of the employee's assigned duties.

(c) The policy required under subsection (a) must require a teacher to file a brief report with the principal detailing the situation that required the relocation of the student. The report must be kept either in a student discipline file, in which case the report does not become a part of the student's permanent record, or it must be filed in the student's permanent record, if the student's behavior violated the applicable zero tolerance policy. After the teacher files the report required under this subsection (c), the student is subject to additional disciplinary action that may include suspension or expulsion from the school. The principal or the principal's designee must notify the teacher involved of the actions taken to address the behavior of the relocated student.

(d) Each principal shall fully support the authority of every teacher in the principal's school to relocate under this section.

(e) Each school principal shall implement the policies and procedures of the local board of education or public charter school governing body, as applicable, relating to the authority of every teacher to relocate a student and shall disseminate such policies and procedures to the students, faculty, staff, and parents or guardians of students.

(f) The policy required under subsection (a) must comply with all state and federal laws, including the Individuals with Disabilities Education Act (20 U.S.C. § 1400, et seq.), and Section 504 of the Rehabilitation Act (29 U.S.C. § 794).

49-6-3703.

In order to manage student behavior, to ensure the safety of all students in the teacher's classroom and school, and to ensure students the opportunity to learn in an orderly and disciplined classroom, a teacher may refer a student to the principal or the principal's designee. When a teacher disciplines a student by issuing a written referral for the student's behavior, the referral must be returned to the teacher with a notation of the action taken. The referral must be kept in a student discipline file, and shall not become a part of the student's permanent record. If an LEA or school has adopted an electronic system of making disciplinary referrals instead of using written referrals, then the teacher making the referral must be notified of the action taken, but the notification may be made either electronically or in writing. The principal or the principal's designee must respond to a teacher's disciplinary referral of a student by employing appropriate discipline management techniques that are consistent with the LEA's or school's policy. The director of schools, or the director's designee, must review the LEA's or school's discipline policies, practices, and data annually and recommend any necessary revisions to discipline policies to the local board of education or the public charter school governing body, as applicable, for adoption.

49-6-3704.

(a) A teacher may submit a written request to the principal, or the principal's designee, to remove a student who repeatedly or substantially interferes with the teacher's ability to communicate effectively with the class or with the ability of the student's classmates to learn, if the student's behavior is in violation of the LEA's or school's student discipline policy or code of conduct. The written request must include documentation that the teacher has previously:

- (1) Taken action to address the student's disruptive behavior;
- (2) Provided consequences for the student's disruptive behavior;
- (3) Conducted an oral conference either by a documented telephone conversation or an in-person discussion with the student's parent or guardian regarding the student's disruptive behavior;
- (4) Provided an opportunity for school counseling or other support services deemed appropriate to address the student's disruptive behavior;
- (5) Developed and implemented a plan to improve the student's behavior in a conference with the student; and
- (6) Issued a disciplinary referral under § 49-6-3703 to address the student's disruptive behavior.

(b) The principal or the principal's designee must give the student oral or written notice of the grounds for the teacher's request to remove the student from the teacher's classroom and, if the student denies engaging in the conduct, then the principal or the principal's designee must explain what caused the teacher to

submit a request to the principal or the principal's designee to remove the student from the teacher's classroom, and give the student an opportunity to explain the situation. If the student's account is deemed to be valid, albeit different from the teacher's account, and changes the principal's, or the principal's designee's, perspective of the incident, then the principal or the principal's designee must render a decision regarding the student's placement.

(c) Principals and their designees shall respect the professional judgment of a teacher requesting to remove a student from the teacher's classroom under subsection (a) and shall take an action consistent with the student discipline policy or code of conduct adopted pursuant to § 49-6-4002 in response to the request, which may include:

(1) Assigning the student to another appropriate classroom for a specified period of time, or for the remainder of the student's assignment to the class from which the student was removed under subsection (a);

(2) Assigning the student to in-school suspension for a specified period of time, in compliance with § 49-6-3401;

(3) Remanding the student to an alternative school or to an alternative education program for a specified period of time, in compliance with §§ 49-6-3401 and 49-6-3402;

(4) Suspending the student pursuant to § 49-6-3401;

(5) Requiring the parents or guardians of a student who is removed from a teacher's classroom and assigned to another appropriate classroom under subdivision (c)(1) to participate in conferences before the student is permitted to return to the classroom from which the student was removed; or

(6) Denying the teacher's request to remove a student from the teacher's classroom and offer appropriate supports for the teacher to address the student's disruptive behavior.

(d) Any action taken by a principal, or the principal's designee, in response to a teacher's request to remove a student from the teacher's classroom must comply with all applicable policies of the local board of education or the public charter school governing body, as applicable, the Individuals with Disabilities Education Act (20 U.S.C. § 1400, et seq.), Section 504 of the Rehabilitation Act (29 U.S.C. § 794), the constitutions of the United States and Tennessee, and all applicable federal and state civil rights laws.

(e) Principals or their designees must notify law enforcement, as appropriate, when implementing this section, and in compliance with §§ 49-6-4209 and 49-6-4301.

(f)

(1) A local board of education or public charter school governing body shall establish an appeal process for a teacher to file an appeal when the teacher's request to remove a student from the teacher's classroom is denied pursuant to subdivision (c)(6). An appeal process established under this subdivision (f)(1) must authorize a teacher to file an appeal with the director of schools, or the director's designee, when the teacher's request to remove a student from the teacher's classroom is denied pursuant to subdivision (c)(6).

(2) A teacher shall not be terminated, demoted, harassed, or otherwise retaliated against for filing a request for a student to be removed from the teacher's classroom, or for appealing a decision to deny the teacher's request to remove a student pursuant to this subsection (f).

(g) If a teacher abuses or overuses the student removal process provided in this section, then the principal or the principal's designee must address the abuse or overuse with the teacher in compliance with the local board's or public charter school governing body's policy, as applicable, and may require the teacher to complete additional professional development to improve the teacher's classroom management skills.

(h) To assist local boards of education and public charter school governing bodies in determining the effectiveness of discipline policies and classroom supports provided to teachers to help address student behavior, each school shall annually report to the director of schools or to the head of the public charter school, as applicable, by July 1, 2021, and by each July 1 thereafter, the number of requests submitted by the school's teachers during the immediately preceding school year to remove a student from the teacher's classroom pursuant to subsection (a). The report must document the actions taken by the teacher's principal, or the principal's designee, in response to each request for a student's removal. Each director of schools must compile the data provided in each school's report and issue a district-wide report to the local board of education by August 1 immediately following the July 1 deadline for school reports.

(i) The commissioner of education may review the school and district-wide reports required under subsection (h) and provide training and other resources to schools and LEAs to address any needs identified through the commissioner's review.

(j) On or before February 1, 2022, and on or before February 1 of each year thereafter, the commissioner shall report to the governor and the general assembly on the implementation of, and compliance with, this part.

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SECTION 3. Tennessee Code Annotated, Section 49-6-4102, is amended by deleting subsection (a).

SECTION 4. Tennessee Code Annotated, Section 49-6-4008, is amended by deleting the section.

SECTION 5. Tennessee Code Annotated, Section 49-6-4106, is amended by deleting the section.

SECTION 6. Tennessee Code Annotated, Section 49-6-4002(d), is amended by deleting subdivision (9) and substituting instead the following:

(9) Disobedient, violent, abusive, uncontrollable, or disruptive student conduct on school property, on school buses, and at school-sponsored events;

SECTION 7. Tennessee Code Annotated, Section 49-5-209(b)(5), is amended by deleting the language "§ 49-6-4008" and substituting instead the language "§ 49-6-3702".

SECTION 8. This act shall take effect January 1, 2021, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Cepicky moved that **House Bill No. 2134**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

A motion to reconsider was tabled.

House Bill No. 2461 -- Child Abuse - As introduced, creates a procedure for school teachers, school officials, and other school personnel to follow in regard to reporting suspected child abuse or child sexual abuse. - Amends TCA Title 37 and Title 49, Chapter 6. by *White, *Littleton, *Hardaway, *Moody, *Smith. (*SB2088 by *Haile)

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Rep. White moved that House Bill No. 2461 be passed on third and final consideration.

Rep. Ragan moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2461 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-1601, is amended by deleting the section and substituting instead the following:

(a) Notwithstanding § 37-5-107 or § 37-1-612, if a school teacher, school official, or other school personnel has knowledge or reasonable cause to suspect that a child who attends the school may be a victim of child abuse or child sexual abuse sufficient to require reporting pursuant to § 37-1-403 or § 37-1-605, then the school teacher, school official, or other school personnel must follow the procedures outlined in subsection (d).

(b) Each LEA and each public charter school shall ensure that all school officials and other school personnel annually complete the child abuse training program required in § 37-1-408.

(c) Each LEA and each public charter school shall designate a child abuse coordinator and an alternate child abuse coordinator for each school within the LEA or public charter school. The designation of an alternative child abuse coordinator is not required when only one (1) adult is employed by or responsible for the care of children at a school. The child abuse coordinator and the alternate child abuse coordinator must:

(1) Have access to an area providing privacy and access to a telephone for reporting suspected child abuse and child sexual abuse;

(2) Receive training in regard to:

(A) Mandatory reporting;

(B) Multidisciplinary protocols;

(C) Advocacy centers;

(D) The importance of limited interviews; and

(E) Signs, symptoms, or suspicions of child abuse;

(3) Be available for school personnel to share information about suspected child abuse and child sexual abuse;

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(4) Assist school personnel in reporting suspected child abuse and child sexual abuse to law enforcement and to the department of children's services;

(5) Serve as a liaison between the school, the department, and law enforcement in child abuse and child sexual abuse investigations;

(6) Assist law enforcement and department personnel by sharing available information regarding suspected child abuse and child sexual abuse, and by providing a private area within the school for law enforcement and department personnel to meet with the child and the reporting school personnel as a group or individually if required; and

(7) Maintain confidential files in accordance with §§ 37-5-107 and 37-1- 612 regarding all reported suspicions of child abuse and child sexual abuse.

(d)

(1)

(A) If a child voluntarily discloses information about possible abuse to a school teacher, school official, or other school personnel, then the child must be provided a quiet and private place to speak and the person receiving the information must listen openly and speak at the child's level in a positive, non-judgmental tone.

(B) The person receiving the information from the child must:

(i) Allow the child to say what happened in the child's own words;

(ii) Avoid conducting an investigation by asking the child detailed questions;

(iii) Make every effort to write down the child's exact words;

(iv) Refrain from making any statements to the child about the alleged abuse, the alleged abuser, or the consequences of the child reporting the alleged abuse; and

(v) Immediately notify the school child abuse coordinator and report the information to the department and law enforcement.

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(2) School teachers, school officials, and other school personnel should be observant of any bruising, injury, markings, or other unusual behavior that may be the result of child abuse or neglect, and immediately report any suspicions to the school's child abuse coordinator. Photographs of any bruising, injury, or markings must not be taken by any school child abuse coordinator, teacher, official, or other school personnel. Upon receiving a report of suspicion of child abuse or child sexual abuse, the child abuse coordinator must, along with the reporting school personnel who obtained the information from the child, report any suspected child abuse or child sexual abuse to law enforcement and the department.

(3) If a third party informs a school teacher, school official, or other school personnel of a reasonable suspicion that a child at the school may be the victim of child abuse or child sexual abuse, then the school teacher, school official, or other school personnel must:

(A) Encourage the third party to report the suspicion to the department and law enforcement;

(B) Notify the school's child abuse coordinator; and

(C) Report all information received from the third party to the department and law enforcement.

(4) School teachers, school officials, and other school personnel must maintain confidentiality of all information regarding any child abuse or child sexual abuse report made pursuant to this section and all information regarding the suspected child abuse or child sexual abuse must be maintained by the school child abuse coordinator in a confidential file separate from the child's educational file.

(5) School child abuse coordinators, school teachers, school officials, and other school personnel shall not provide any information relevant to the suspected child abuse or child sexual abuse to the child's parent or guardian, and must refer any questions from the child's parent or guardian to the investigating law enforcement agency and the department.

(e) For purposes of this section, "school" means any public or privately operated child care agency, as defined in § 71-3-501; child care program, as defined in § 49-1-1102; preschool; nursery school; kindergarten; elementary school; or secondary school.

(f) Each LEA and public charter school shall publish the requirements of this section in the LEA's and public charter school's policies and procedures manual.

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SECTION 2. Tennessee Code Annotated, Section 37-1-403, is amended by deleting subdivisions (i)(2), (i)(3), and (i)(4) and substituting instead the following:

(2) Notwithstanding § 37-5-107 or § 37-1-612, if a school teacher, school official, or other school personnel has knowledge or reasonable cause to suspect that a child who attends the school may be a victim of child abuse or child sexual abuse sufficient to require reporting pursuant to this section, then the school teacher, school official, or other school personnel must follow the procedures outlined in § 49-6-1601.

(3) For purposes of this subsection (i), "school" means any public or privately operated child care agency, as defined in § 71-3-501; child care program, as defined in § 49-1-1102; preschool; nursery school; kindergarten; elementary school; or secondary school.

SECTION 3. Tennessee Code Annotated, Section 37-1-605, is amended by deleting subsection (d) and substituting instead the following:

(1) Notwithstanding § 37-5-107 or § 37-1-612, if a school teacher, school official, or other school personnel has knowledge or reasonable cause to suspect that a child who attends the school may be a victim of child abuse or child sexual abuse sufficient to require reporting pursuant to this section, then the school teacher, school official, or other school personnel must follow the procedures outlined in § 49-6-1601.

(2) For purposes of this subsection (d), "school" means any public or privately operated child care agency, as defined in § 71-3-501; child care program, as defined in § 49-1-1102; preschool; nursery school; kindergarten; elementary school; or secondary school.

SECTION 4. This act shall take effect August 1, 2020, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. White moved that **House Bill No. 2461**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Casada, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton

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J, Shaw, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

A motion to reconsider was tabled.

***House Bill No. 1839** -- Education, Higher - As introduced, prohibits a governing board of a public institution of higher education from contracting or affiliating with a foreign nation; a political subdivision of a foreign nation; or an organization sponsored, operated, or funded by a foreign nation for the provision or establishment of a program of instruction or a learning center to teach the language or culture of the foreign nation at the public institution of higher education. - Amends TCA Title 49. by *Daniel, *Ragan, *Smith. (SB2339 by *Gresham)

Rep. Daniel moved that House Bill No. 1839 be passed on third and final consideration.

Rep. White moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1839 by deleting all language after the enacting clause and substituting instead:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following as a new section:

(a) Each governing board of a public institution of higher education shall submit a report to the Tennessee higher education commission by November 1, 2020, and by November 1 of each year thereafter, detailing for the most recent fiscal year, each individual:

(1) Who worked for or performed research at a public institution of higher education governed by the governing board at any point during the most recent fiscal year pursuant to an exchange or visitor visa; and

(2) Whose work or research was funded wholly or in part by a foreign entity.

(b) Each governing board submitting a report pursuant to subsection (a) shall not include an individual in the report who was enrolled as a student at a public institution of higher education during the most recent fiscal year.

(c) The commission shall compile the data submitted pursuant to subsection (a), and submit an aggregate report of the data to the governor and to each member of the general assembly. The commission shall post the aggregate report to the commission's website.

(d) As used in this section:

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(1) "Exchange or visitor visa" means a nonimmigrant visa for a person who enters the United States temporarily for business or to participate in an approved exchange visitor program, and includes J-1 visas, B-1 visas, or a valid Electronic System for Travel Authorization (ESTA), if traveling without a visa under the Visa Waiver Program; and

(2) "Foreign entity" means a foreign nation, a political subdivision of a foreign nation, or an organization sponsored, operated, or funded by a foreign nation.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Daniel moved that **House Bill No. 1839**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	80
Noes.....	10
Present and not voting.....	2

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Casada, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulse, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--80

Representatives voting no were: Clemmons, Dixie, Freeman, Hodges, Johnson G, Lamar, Miller, Mitchell, Potts, Powell--10

Representatives present and not voting were: Dunn, Thompson--2

A motion to reconsider was tabled.

SPECIAL ORDER

Without objection, Rep. Lamberth moved to take up House Bill No. 1278, out of order at this time as follows:

REGULAR CALENDAR

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House Bill No. 1278 -- General Assembly - As introduced, clarifies that members of the general assembly are not subject to the requirement that a dual service agreement be entered into when being paid a salary for serving as a member of the general assembly pursuant to Article II, Section 23 of the Tennessee Constitution. - Amends TCA Title 1; Title 2; Title 3; Title 4; Title 8 and Title 10. by *Holt, *Leatherwood, *Faison, *Lamberth, *Williams, *Hazlewood, *Littleton, *White, *Smith, *Ragan, *Russell, *Baum, *Daniel, *Moon, *Bricken, *Byrd, *Lynn, *Calfee, *Wright, *Sherrell, *Todd, *Sparks, *Grills. (*SB1009 by *Haile, *Bailey)

Further consideration of House Bill No. 1278, previously considered on April 18, 2019, at which time it was reset for today's Calendar.

On motion, House Bill No. 1278 was made to conform with **Senate Bill No. 1009**; the Senate Bill was substituted for the House Bill.

Rep. Holt moved that Senate Bill No. 1009 be passed on third and final consideration.

Rep. Crawford requested that Local Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Holt moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 1009 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 2-5-101, is amended by adding the following as a new subsection:

() Notwithstanding subdivisions (f)(1), (f)(2), and (f)(4), if an incumbent member of the general assembly who has filed a petition for reelection is disqualified by the political party executive committee under § 2-5-204, then the incumbent member of the general assembly may file a new petition for the same office as a candidate for another political party or as an independent candidate. Notwithstanding the filing deadlines in this section, an incumbent member of the general assembly filing a petition under this subsection () shall file the petition no later than ninety (90) days before:

(1) The primary election, if the incumbent is filing a petition as a candidate for another political party; or

(2) The general election, if the incumbent is filing a petition as an independent candidate.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to the 2020 election and all subsequent elections.

On motion, House Amendment No. 2 was adopted.

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Rep. Crawford moved that Local Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Reedy moved the previous question, which motion prevailed.

Rep. Holt moved that **Senate Bill No. 1009**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes.....	6
Present and not voting.....	3

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Casada, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Towns, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--85

Representatives voting no were: Clemmons, Johnson G, Mitchell, Potts, Powell, Shaw--6

Representatives present and not voting were: Beck, Camper, Lamar--3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "present and not voting" on **Senate Bill No. 1009** and have this statement entered in the Journal: Rep. Chism.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2397** -- Criminal Offenses - As introduced, provides that a person's use of force in self-defense is not justified if the person was engaged in conduct that would constitute a felony or Class A misdemeanor, rather than unlawful activity, at the time of the use of force. - Amends TCA Section 39-11-611. by *Todd, *Reedy, *Byrd, *Grills, *White, *Van Huss, *Doggett, *Haston, *Russell. (SB2549 by *Jackson)

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Rep. Todd moved that **House Bill No. 2397** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 74
Noes..... 15
Present and not voting..... 2

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Thompson, Tillis, Todd, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--74

Representatives voting no were: Camper, Clemmons, Dixie, Freeman, Hakeem, Hardaway, Hodges, Jernigan, Johnson G, Lamar, Miller, Mitchell, Potts, Powell, Towns--15

Representatives present and not voting were: Beck, Love--2

A motion to reconsider was tabled.

BILL WITHDRAWN

On motion of Rep. Faison, **House Resolution No. 324** was withdrawn from the House.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bill No. 1607** to be heard in the Cities and Counties Subcommittee next week, which motion prevailed.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bill No. 2910** to be heard in the Utilities Subcommittee next week, which motion prevailed.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 326 Reps. Todd, Marsh, White, Calfee, Baum, Boyd, Byrd, Powers, Russell, Carter, Holt, Leatherwood, Vaughan, Cochran, Littleton, Bricken, Williams, Rudder,

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Griffey, Carr, Dunn, Tillis, Ogles, Curcio, Rudd, Wright, Ramsey and Sherrell as prime sponsors.

House Joint Resolution No. 822 Rep. Jernigan as prime sponsor.

House Bill No. 225 Reps. M. Hill, C. Johnson, Zachary, Hurt, Reedy, Sparks, Holt, Byrd, J. Sexton, Weaver, Towns, Staples, Garrett, Hakeem, Cepicky, Littleton, Tillis, Marsh, Baum, Carter, Russell, Cochran, Grills, Powers, Carr, Dixie, Lamar, Potts, Farmer, Hazlewood, Gant, Faison, Lynn, Lamberth, Coley, Dunn, Smith, Curcio, White, Rudder, Williams and Vaughan as prime sponsors.

House Bill No. 1867 Rep. Sherrell as prime sponsor.

House Bill No. 1930 Rep. Ragan as prime sponsor.

House Bill No. 2122 Rep. Jernigan as prime sponsor.

House Bill No. 2269 Rep. Shaw as prime sponsor.

House Bill No. 2298 Rep. Sherrell as prime sponsor.

House Bill No. 2350 Rep. Sherrell as prime sponsor.

House Bill No. 2385 Reps. Sherrell, Powers, Carter, Leatherwood, Littleton, Cochran, Williams, Keisling, Crawford, Carr, Vaughan, Eldridge, Van Huss, Windle, Rudd and Baum as prime sponsors.

House Bill No. 2576 Rep. Sherrell as prime sponsor.

House Bill No. 2601 Reps. Bricken, Hazlewood, Hardaway, Curcio, Helton, Faison, Towns, Freeman, Miller, Garrett, Shaw, Whitson, Hurt, Lafferty, Windle, Eldridge, Beck, Smith, Zachary, Littleton, Haston, Camper, Powell, Hakeem, Chism, Lamar, Clemmons, Williams, Ogles, Doggett, Marsh, Sherrell, Carter, Todd, Byrd and Sparks as prime sponsors.

House Bill No. 2620 Reps. Howell, Bricken, Todd, Crawford, Grills, Eldridge, Gant, Doggett, Littleton, Moody, Carter, Sherrell, Smith, Van Huss, Rudder, Williams, Ragan, Zachary and Hulsey as prime sponsors.

House Bill No. 2672 Rep. Todd as prime sponsor.

House Bill No. 2715 Rep. Miller as prime sponsor.

House Bill No. 2716 Rep. Miller as prime sponsor.

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ENGROSSED BILLS

June 3, 2020

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 1628, 2045, 2355, 2467, 2588, 2615, 2660 and 2769; House Joint Resolutions Nos. 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191 and 1192.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

June 3, 2020

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 312, 313, 314, 315, 316, 317, 318, 319, 320 and 321; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED

June 3, 2020

The Speaker announced that he had signed the following: House Resolutions Nos. 312, 313, 314, 315, 316, 317, 318, 319, 320 and 321.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

June 3, 2020

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1575, 1881, 2072, 2161, 2162, 2344, 2719, 2733 and 2739; For the signature of the Speaker.

RUSSELL HUMPHREY, Chief Clerk

SIGNED

June 3, 2020

The Speaker announced that he had signed the following: Senate Bills Nos. 1575, 1881, 2072, 2161, 2162, 2344, 2719, 2733 and 2739.

TAMMY LETZLER, Chief Clerk

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ENGROSSED BILLS

June 3, 2020

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 773, 1689, 1839, 2097, 2134, 2276, 2317, 2397, 2461, 2476 and 2761.

GREG GLASS, Chief Engrossing Clerk

ENGROSSED BILLS

June 3, 2020

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 2007;

GREG GLASS, Chief Engrossing Clerk

RECESS

On motion of Rep. Lamberth, the House stood in recess until 9:00 a.m., Thursday, June 4, 2020.